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4 PRESIDIO RESTORATION ADVISORY BOARD
5 THE OFFICER'S CLUB
6 BUILDING 50
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10 TUESDAY, JANUARY 13, 2004

11 7:00 p.m.

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17 REPORTER'S TRANSCRIPT OF PROCEEDINGS

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PROCEEDINGS

MR. KERN: Welcome, everyone. This is the regularly-scheduled meeting of the Presidio Restoration Advisory Board. Happy New Year. Glad to see everyone back for another year in Presidio productivity. Does everyone have an agenda? Very good.

I'd like to then move ahead with adding an item under New Business. I'd mentioned at our last meeting in December about a shared -- an exercise in shared misery. I've thought a lot about that over the holidays. Anyway, I have some ideas and we can talk about it under Shared Misery under Item No. 7.

So let's move ahead with the agenda. Any announcements or old business?

MS. BLUM: For those of you that may be interested a little bit more about the nature of the Presidio, the NPS Trust and Golden Gate in the parks are holding a training session on January the 28th at 6:30 in Crissy Field Center. Terri Thomas, who is Natural Resources Program Manager from the Presidio, will talk about the (INAUDIBLE) Presidio biosphere. So I have some handouts here if you're interested.

MR. KERN: Thank you. Any other announcements or old business? All right. Let's move over to the recently-released documents and the Main Parade planning

1 workshops, Main Parade grounds.

2 MR. COOPER: Right.

3 MR. KERN: Is that listed somewhere, the dates,
4 or any of that?

5 MR. COOPER: There's one tonight in the Golden
6 Gate Club that's starting right now, and then the next
7 one -- there's a series of two -- the next one is on
8 January 28, which I find it as very odd timing, the same
9 night as Terri Thomas' presentation.

10 MS. BLUM: Also Olin's presentation.

11 MR. COOPER: Olin. Yeah. Olin is the
12 consultant to the Presidio Trust for kind of planning
13 the main parade grounds, which is that huge parking lot
14 right now over here behind (INAUDIBLE). They have a
15 series of two workshops. One's tonight, one's the night
16 of the 28th. The one on the 28th is right in here, in
17 this room. There's an invitation. I sent it to Mark
18 and Doug. But you know what I should have done, I
19 should have sent it to the whole RAB. I'll send that
20 out to the whole RAB distribution list. They're public
21 meetings, so everyone is invited.

22 MR. BERMAN: I didn't get it.

23 MR. YOUNGKIN: I forwarded it.

24 MR. COOPER: Oh, you did forward it. Okay.

25 MR. YOUNGKIN: The attachment was so big so I

1 cut and pasted it in the body.

2 MR. COOPER: Oh, perfect. Excellent. So
3 everyone has been invited. We were thinking about maybe
4 sending a couple of people over tonight. Is that still
5 doable? Is anyone interested? There was a conflict.
6 This was not on purpose. This was a bit of a planning
7 error that the Trust scheduled two public meetings on
8 the same night. The Olin people are from Boston and
9 they could not move their night and I didn't want to
10 move our night, so we double booked.

11 One idea that I kind of kicked around with Doug and
12 Mark in E-mail, that if we wanted to, we could send an
13 emissary over to the Golden Gate Club tonight and one or
14 two people could go over there and listen in for a while
15 and then come back. You would miss my presentation, but
16 you would probably find a much more interesting
17 presentation about the Main Parade grounds.

18 MR. O'HARA: Are there any toxics issues with
19 regards to the Parade grounds?

20 MR. COOPER: Not anything known at this point,
21 so no. It would just be more of a FYI. We have
22 internal meetings for the Parade grounds, and I did tell
23 them that it's a big area and it's an old, heavily-used
24 area of the Army during the Army era, so I wouldn't be
25 surprised when they do pull back on that asphalt that

1 they might find some petroleum-stained soils and things
2 like that. So I wouldn't be surprised if we have some
3 contingency sites in the Parade Grounds area. But
4 there's nothing known at this point in time.

5 MS. CHEEVER: (INAUDIBLE) on the 20th at 7:00?

6 MR. ULLENSVANG: I haven't seen the agenda so I
7 don't know.

8 MS. CHEEVER: I'm sure it's on the agenda.
9 Just a thought.

10 MR. COOPER: So it sounds like there's a
11 meeting on the 20th perhaps, and then again there's one
12 on the 28th for sure that does not conflict with a RAB
13 meeting, right? No, it doesn't.

14 MS. CHEEVER: Aren't I right? Are the meetings
15 on the 20th?

16 MR. ULLENSVANG: I think it is. Yeah. Again,
17 I haven't seen the schedule this year.

18 MS. CHEEVER: I don't have it with me. I'm
19 sure it has the Parade on it.

20 MR. ULLENSVANG: That would be a reasonable
21 item on it.

22 MR. KERN: So it seems that if there is
23 somebody that would like to go, that would be fine. But
24 I think most people probably have already decided that
25 they want to be here.

1 MR. BERMAN: Do you know if Olin has done that
2 particular presentation? Is that going to be a
3 presentation by NPS staff?

4 MR. ULLENSVANG: I would guess it's probably by
5 Trust staff on the 20th.

6 MR. COOPER: Maybe summarizing what happens at
7 tonight's meeting.

8 MR. BERMAN: The Olin people are probably not
9 going to be there.

10 MR. COOPER: Right. Olin people are going to
11 be there tonight and on the 28th, so you can still go to
12 the 28th. I'm sure they're probably going to give a
13 synopsis on what happened at tonight's meeting, at least
14 I would hope so.

15 MR. KERN: Very good. Item No. 4. The
16 Committee Business. Not too much. We didn't have a
17 committee meeting, but we did report on the RAB's
18 social. We certainly want to thank Gloria for a
19 wonderful hosting.

20 MS. YAROS: I had more fun than anybody.

21 MR. KERN: Thanks again. That was a nice
22 evening.

23 On to Item No. 5 then, if there are no further
24 things we'll get going with the business at hand.

25 Craig.

1 MR. COOPER: Okay. Everyone has their handout
2 for my presentation for this evening. The first couple
3 of slides I'm going to focus on Landfills 8 and 10.
4 That long-awaited Five-Year Review Report is going to be
5 mailed out to Bob and Jim tomorrow. So I'm taking the
6 liberty to give you at least a little insight on what
7 this report is going to say. So everyone knows that
8 Landfill 8 and 10 are the two landfills over by the
9 Public Health Service Hospital. Everyone knows the
10 general location.

11 And my apologies again, my presentation doesn't
12 have maps inserted this time. I'm in the process of
13 creating new poster boards. So hopefully by next RAB
14 meeting I will have some poster boards on display so we
15 can better talk about site locations.

16 I think all the new RAB members have been on the
17 site tours. Do you remember where Landfill 8 and 10
18 were? Okay. Landfill 10 is the one with the parking
19 lot with the steep slope right above Lobos Creek.
20 Landfill 8 is the one behind the hospital near Nike
21 Swale, that natural area. It partially overlies the old
22 Merchant Marine Cemetery.

23 The objectives of this report -- it's a
24 requirement -- the Army made a ROD or a RAP, same thing,
25 many years ago and whatever waste is left in place, as

1 this Army remedy was, it was really, for the most part,
2 a monitoring remedy. And when you leave waste in place,
3 CERCLA requires that you have to go back at least every
4 five years and check to make sure that human health and
5 environment is being protected. So with the Army gone,
6 that's the Trust responsibility now.

7 So we did a review of the Army's remedy. We
8 checked protectiveness. In order to check
9 protectiveness, in addition to taking, analyzing and
10 assessing all the water samples that have been collected
11 pursuant to the Trust routine Groundwater Monitoring
12 Program, we took many soil samples and did some borings
13 and some test pits and all kinds of things. And in
14 order to -- our primary criteria for testing
15 protectiveness is now that we have Presidio cleanup
16 levels, that's kind of our bright line for soil and
17 groundwater, is a remedy. Is this area protective of
18 human health? If our soil concentrations flunk our soil
19 cleanup levels, then the remedy is probably not all that
20 protective if the soil is available for receptors. Same
21 thing with groundwater. Okay.

22 There we go. Those are the objectives. And first
23 I'm going to briefly summarize what the Trust has found
24 about Landfill 8 and 10. I think this is important that
25 this is a Draft Report. Bob and Jim are just going to

1 get this in the next couple of days, but I know that
2 this one has been so long in coming I didn't want to
3 wait another RAB meeting to talk about this. So I'm not
4 talking about a lot of detail here because they are
5 preliminary recommendations to the regulators, but I
6 would at least like to present the Trust preliminary
7 findings.

8 We did find soil contamination at Landfill 8 in
9 both surface soil and in deeper soils. The contaminants
10 include pesticides, PCBs, metals, and PAHs, polyaromatic
11 hydrocarbons. So that is the problem. When you have
12 those contaminants above our cleanup levels in surface
13 soils, it's not likely to be a protective remedy.
14 Because we did some test pits, we reassessed the size
15 and shape and volume of Landfill 8 and we adjusted the
16 volume downward since the 1998 assessment, but it's
17 still larger than the old Army assessment that was made
18 in 1996. Our current estimate of volume in Landfill 8
19 is 28,000 cubic yards.

20 As far as groundwater at Landfill 8, the Trust
21 assessment of the groundwater data shows that there's no
22 significant groundwater impacts.

23 MS. SEGAL: When you say that the estimate was
24 now 28,000 cubic yards, but it's larger than the Army's
25 assessment, was it that 1996 Army assessment on which

1 the dollar amount was based? It may not be significant
2 (INAUDIBLE) if the amount is bigger or smaller, the
3 hundred million is based --

4 MR. COOPER: As far as the cost estimate, I
5 think the cost estimate was based on the 1998 estimates,
6 yeah.

7 MS. SEGAL: It would be larger. Okay.

8 MR. BERMAN: The cost estimate was not based on
9 (INAUDIBLE).

10 MR. COOPER: The 1998 cost estimates for
11 Landfill 8?

12 MR. BERMAN: I think it was based on some kind
13 of cap.

14 MR. ULLENSVANG: I believe it was soil cover.

15 MR. COOPER: The soil cover.

16 MR. BERMAN: So it's not relevant anyway.

17 MS. SEGAL: So then --

18 MR. COOPER: It could be relevant with the
19 size, maybe not the volume, but the size.

20 MR. ULLENSVANG: Those are the details. Craig
21 is going to go over that.

22 MS. SEGAL: (INAUDIBLE).

23 MR. COOPER: Yeah. Probably. Let's wait.
24 We're getting ahead of ourselves. We don't know what
25 the remedy is going to be yet for Landfill 8.

1 MR. BERMAN: As long as you're being
2 interrupted, did you say who the contractor is that's
3 going to supply this information?

4 MR. COOPER: URS. URS was the contractor who
5 prepared this report for the Presidio Trust.

6 MR. O'HARA: Would I be getting ahead of the
7 discussion if I asked you what your conclusions and
8 recommendations were?

9 MR. COOPER: As far as the future remedies for
10 8 and 10?

11 MR. O'HARA: Again, that would be getting way
12 ahead of ourselves. The conclusions of what you are
13 going to be reporting to the regulators, or are we still
14 ahead of ourselves?

15 MR. COOPER: That is a slide. The
16 conclusion -- yeah, right. I'll get to that.

17 Anything else about Landfill 8?

18 MR. KERN: Just a total facilitation moment. I
19 notice in this room it's a lot more open than the board
20 room over there and I'm having a lot of trouble hearing
21 all of you, so you're probably having trouble hearing
22 everybody else, so at least for tonight as we're working
23 things out, if we're going to be in this room, if we
24 could all speak up and speak to the center and project
25 your voice tonight, that would make it easier for

1 everybody.

2 MR. COOPER: There's an echo also.

3 MR. BERMAN: There's a fan that's making noise
4 as well.

5 MR. COOPER: Okay. With respect to Landfill
6 10, we found soil contaminants above cleanup levels to
7 include metal, such as arsenic and lead, some TPH
8 contaminants and some PAHs, four PAHs, and potentially
9 some pesticides. That will be explained in the report.
10 It was more of a detection limit issue on the pesticides
11 than an actual detect.

12 MR. ULLENSVANG: I think pesticides (INAUDIBLE)
13 some of the data had to be projected to a different
14 geographic area (INAUDIBLE), so the conclusion of the
15 report is that potentially it's not confirmed through
16 sampling.

17 MR. COOPER: So with respect to the size and
18 basically the volume, the area extent of Landfill 10 is
19 pretty much the same. But the volume has been adjusted
20 downward since the 1998 assessment, but still larger
21 from the Army assessment. Now our current volume
22 estimate for Landfill 10 is 140,000 cubic yards. And we
23 did not find any significant impacts to groundwater
24 quality from Landfill 10.

25 MR. KERN: It's my recollection that Landfill

1 10, I think was estimated at like 250,000 cubic yards
2 and now it's 140. Where was the change, or the major
3 change, or do you know?

4 MR. COOPER: I don't know. Brian?

5 MR. ULLENSVANG: I don't know why it's
6 different. It must be some sort of thickness or
7 methodology. In this report, there's actually a greater
8 detail than in any previous report. The methodology
9 used to calculate this volume, it doesn't compare this
10 method from previous methods. (INAUDIBLE) and so I
11 think most people will be pleasantly surprised that
12 they'll be able to dissect what happened and how URS
13 came up with their numbers. There's a whole appendix.

14 MR. BERMAN: There were test pits that were
15 dug, right?

16 MR. ULLENSVANG: There were test pits
17 previously, and there were additional test pit sites.
18 So that was used, there were nine or ten additional
19 borings. All that information was assessed. The
20 appendix talks about what information was used to do the
21 volume estimate, and actually through a series of
22 figures, demonstrates how they get the volume estimate.

23 MR. BERMAN: Do you know whether any of the new
24 test pits were actually dug deeper than the old ones?
25 I'm curious about this change in number. It seems to

1 me, the only way to account for that is that the depths
2 are really quite different in 1998, because it looks
3 like the surface area is similar.

4 MR. ULLENSVANG: I don't know. I can't talk on
5 the top of my head and compare the different depths. I
6 know some of the new test pits were in different
7 locations than the old test pits. There was some
8 attempt to look at the thicknesses around the edges.
9 But I'm not familiar enough six years later what was
10 done in '98 to recall how that number came about, to
11 know what the difference. What I found very good was
12 that there was what I thought a very thorough estimation
13 of how (INAUDIBLE), which is something a lot of you have
14 been struggling with. I was quite surprised in how
15 thorough they were in describing it. We can all
16 disagree or agree with what they did. At least we know
17 precisely what they did.

18 MS. PASSERO: Does significant impact have a
19 definition for it?

20 MR. COOPER: Greater than cleanup levels. The
21 cleanup levels are in the report. One specific for
22 Landfill 8 for soil and groundwater, one specific for
23 Landfill 10 soil and groundwater. That's what I mean.

24 MR. BERMAN: This report is available, is it
25 not, this is the one that's sitting right now over in

1 34, right?

2 MR. COOPER: It will be going to 34 tomorrow.

3 MR. BERMAN: The one that exists, that I looked
4 at a couple of weeks ago, is something else.

5 MR. COOPER: Something else. It couldn't have
6 been on Landfill 8 and 10. Maybe you were looking at
7 the work plan.

8 MR. BERMAN: Oh, yes. That's what it was.
9 Okay.

10 MR. COOPER: I just noticed, something happened
11 between the version that I printed and the version
12 that's on this screen. There's a bullet missing. The
13 bullet that says, "No evidence of releases to Lobos
14 Creek from Landfill 10," is missing. I don't know how
15 that happened. It's on your handout.

16 Then we also, as part of this analysis, we looked
17 at the stability -- we're still on Landfill 10 -- and on
18 Landfill 10, because it's on that steep slope we had to
19 do some seismic stability analysis and we found that
20 under a (INAUDIBLE) earth, non-earthquake conditions,
21 it's stable. But under a seismic event, we found that
22 there would be localized deformations, parts of it would
23 slump and fall down a bit. All those, that analysis
24 regarding the seismic stability of Landfill 10 is
25 described in detail in this report. That's just a brief

1 overview and it'll be in the Trust Library.

2 Oh, our summary findings to get into Peter's
3 question, we are recommending to the regulators that the
4 soil remedies at both Landfills 8 and 10 are not
5 protective of public health and the environment because
6 we have cleanup level exceedences at both sites. But we
7 don't see a problem with groundwater quality at both
8 sites. So that's what we're going to be recommending to
9 Bob and Jim. We'll take it from there.

10 MR. KERN: We have some questions.

11 MS. CHEEVER: When you say "groundwater
12 remedies are protective," what are the remedies right
13 now, just monitoring is another way of saying
14 (INAUDIBLE)?

15 MR. COOPER: There's no actionable groundwater
16 contamination right now, is another way to say it.
17 Yeah.

18 MS. CHEEVER: These landfills come up in
19 discussion a lot in connection with the current
20 extensive discussion of the Public Health Service site,
21 so one question I'd like to be able to answer is: Is
22 there any way you can say in a simple way how worrisome
23 or dangerous these contaminants are? You say they
24 exceed levels, it's definitely something that --

25 MR. COOPER: Wherever we have action remedies

1 in our CERCLA program, it's generally because we have
2 soil contaminants above cleanup levels. The
3 concentrations at Landfills 8 and 10, I don't think
4 they're anything more alarming than the concentrations
5 that you're finding at Baker Beach Three or other sites.
6 That's yes, it's a risk that needs to be addressed. Is
7 it alarming? No. I think if we had extremely high
8 concentrations, then the Trust would go to DTSC and say,
9 we need to make an emergency response interim actions,
10 try to expedite the process. I think the concentrations
11 are low enough that that's not necessary, that we can
12 let the regular process unfold, do a feasibility study,
13 write a RAP, et cetera. We hope to do this cleanup
14 before anybody moves into this area. Right now the only
15 users are the incidental park visitor.

16 MS. CHEEVER: I know my colleagues have this
17 question too, and that is, do you have any sense how the
18 current (INAUDIBLE) configuration of Landfill 10 fits in
19 with the area that might be allowed under the
20 development proposals for parking? In other words, is
21 Landfill 10 completely west of any possible development,
22 including just a plain parking lot or does it actually
23 overlap with that possible area, according to the
24 current configuration?

25 MR. COOPER: It overlaps.

1 MS. CHEEVER: So it could have some basis for
2 the ongoing process?

3 MR. COOPER: Right. Remediation and Trust
4 planning because the parking lot is in Area B. Landfill
5 10 is a tricky site, too, because the Area A/B boundary
6 kind of cuts it in two and the parking lot, for the most
7 part, is in Area B and the slope heading down toward
8 Lobos Creek is in Area A.

9 So yeah, Trust Remediation and Trust planning are
10 definitely -- we need to coordinate to make sure that
11 land use considerations are in play when we do the
12 Feasibility Study analysis and come up with remedies for
13 Landfill 10.

14 MS. CLEEK: Can you quantify if cleanup levels
15 are a 100 percent, it's a 102 percent of those levels or
16 150 percent of those levels? You told me it's a 102.
17 If you told me it's 110, I would perk up a little bit
18 more. There must be some measure.

19 MR. COOPER: Oh, there is. All the actual
20 concentrations are put in there. You'll see data
21 summary tables, and you'll see exactly for the PCB
22 concentrations, what the cleanup level is, what detected
23 concentration we found, how many times we found it,
24 et cetera. This presentation is not meant to go into
25 that level of detail.

1 MS. CLEEK: To take to another group or to
2 (INAUDIBLE) whatever, I don't know whether it's needed
3 down to that level. If you could just say something to
4 put people's minds at rest or make them more concerned.
5 I don't know what the real spread is either.

6 MR. COOPER: Right. If other groups are
7 interested, I'm sure we could put together a little
8 handout on the data summaries and describe what
9 concentrations we found and what risks that posed and
10 why we need to take the soil remedy there. Again, it's
11 very similar to the other sites in the Main Installation
12 Operable Unit where we have soil contamination above our
13 unit levels.

14 MR. ULLENSVANG: I know what you're trying to
15 ask for. It's hard to accurately summarize the data.
16 There's a variety of different contaminants. Some might
17 be twice the cleanup level, some might be five times the
18 cleanup level. So it's hard to -- we do an average, a
19 contaminant is three times the cleanup level. It isn't
20 truly accurate.

21 MS. CLEEK: Maybe I haven't been doing this for
22 a couple of years, but you're saying that the levels are
23 above --

24 MR. COOPER: Right, it's how much above.

25 MS. CLEEK: It's similar to the levels over

1 here.

2 MR. COOPER: It is a bit of a judgment call to
3 decide, okay, these concentrations are twice the cleanup
4 level and so therefore they're not -- the phrase under
5 CERCLA is "imminent and substantial endangerment to the
6 public health -- human health or the environment," and
7 EPA and DTSC, we have some general guidelines on what
8 that means, where it's basically alarming levels of soil
9 contamination or alarming levels of groundwater
10 contamination that would cause a party to go out and
11 take immediate action, like put up fences and put up
12 signs and tell people stay out, that we have general
13 guidelines for that. We at the Trust don't think the
14 concentrations at Landfill 8 and 10 reach those alarming
15 levels of an eminent and substantial endangerment. And
16 that's true of all of our remediation sites.

17 MR. ULLENSVANG: Maybe it would help, at a
18 future committee meeting we could walk you through some
19 of the data tables and get a better sense of what you're
20 asking and help you get a sense. We can lay the
21 information out and actually talk about some of the
22 specifics and maybe break it down. Some of the
23 chemicals are carcinogenic and some are not and how do
24 you compare those two. There's methods for that. Kind
25 of work through -- you can help us answer your question.

1 MR. COOPER: Right.

2 MR. BERMAN: Along that line, almost all the
3 DOCs are also -- the levels that are allowed in
4 industrial workplaces are all specialized, and so when
5 you compare those concentrations in the industrial
6 workplace you can get some feeling for whether you
7 should be walking around there (INAUDIBLE).

8 MR. COOPER: Right. Walking around.

9 MR. ULLENSVANG: Some of the contaminants are
10 not necessarily risks to humans (INAUDIBLE). They are
11 risks to the environment. The cleanup level document
12 does have a worker or industrial cleanup level, that
13 would be another way to compare it. There are a variety
14 of tools that are readily available to give people a
15 sense. I think you can help kind of tell what rings
16 with you and associated with every day to help translate
17 technical information into something that's more common.

18 MR. BERMAN: Wouldn't Karen be satisfied if you
19 stated that many of the levels of COCs are actually
20 lower than the industrial specifications?

21 MR. COOPER: Yeah. I think --

22 MR. BOGGS: That's easy to approximate.

23 MR. BERMAN: I remember looking at that.

24 MR. ULLENSVANG: That wouldn't be the case
25 (INAUDIBLE).

1 MR. KERN: Jan had a question.

2 MS. BLUM: Just to add to that conversation, it
3 may be enough to know, as for me, what's the appropriate
4 level for that particular land use, what are the
5 acceptable levels --

6 MR. COOPER: How did we develop --

7 MS. BLUM: -- something simple like, is it okay
8 to recreate on hazardous plants? Could I ask two
9 questions? On the CERCLA Five-Year Review, does that go
10 on indefinitely or is that a complete window (INAUDIBLE)
11 a ten-year window?

12 MR. COOPER: Oh, yeah. Let's say if the Trust
13 found that these remedies were protective, for example,
14 we would have to, in another five years, do the same
15 exercise again.

16 MS. BLUM: Forever?

17 MR. COOPER: Forever. This was a pretty
18 extensive Five-Year Review. Generally, you don't go out
19 and take soil samples and collect a whole bunch of
20 grounds. Usually, there's ongoing -- where waste is
21 left in places, ongoing monitoring data, and usually the
22 Five-Year Review is generally just kind of looking at
23 that ongoing monitoring data that's been collected in
24 the last five years and doing some assessment work on
25 that just to make sure everything is in good shape.

1 This is a pretty thorough Five-Year Review.

2 MS. BLUM: My second question is concerning
3 Landfill 10. Whatever the remedy is for cleanup, would
4 that also include a seismic retrofit (INAUDIBLE)? Would
5 we be responsible for that, or will the developer be
6 responsible for that, to make it earthquake proof?

7 MR. COOPER: The Trust Remediation will be
8 responsible for it if we go forth with the new remedy at
9 Landfill 10 that that remedy is protective of human
10 health, including seismic issues.

11 MS. BLUM: Thank you.

12 MR. O'HARA: I'd like to follow Jan's question
13 about the seismic. With the investigation that was
14 done, does the seismic issue throw up any red flags for
15 you? Landfill 10 is upgradient of the building to be
16 occupied sooner or later for some use. Are there any
17 issues up there?

18 MR. COOPER: Well, we found that under a
19 significant seismic event, under a significant
20 earthquake there would be localized deformation. There
21 would be parts of the landfill that would slough down
22 and move a bit. Brian, do you --

23 MR. ULLENSVANG: Peter, were you asking with
24 respect to the hospital building?

25 MR. COOPER: Oh, with the hospital. I'm sorry.

1 MR. ULLENSVANG: The concerns of the landfill
2 are not with respect to the hospital building. The
3 hospital building is not on the landfill.

4 MR. COOPER: Correct.

5 MR. O'HARA: No, no, no. That's not my
6 question. The landfill is upgradient from the building.

7 MR. ULLENSVANG: Landfill 10 is downgradient.
8 It's downhill in almost all sectors.

9 MR. COOPER: It's upgradient of Lobos Creek.

10 MR. ULLENSVANG: It sloughs away from the
11 hospital.

12 MR. O'HARA: Okay.

13 MR. ULLENSVANG: So any sloughing that would
14 occur would fall away from the hospital.

15 MR. O'HARA: Would it endanger Lobos Creek?

16 MR. ULLENSVANG: That was the concern of this
17 study, the analysis that was done shows that the
18 deformations are generally classified as a small amount.
19 I think they used the displacement of about 12 inches of
20 projected amount of slough, so that they were not
21 expecting any catastrophic issues based on their
22 analysis.

23 MR. O'HARA: Were there any seismic issues on
24 Landfill 8?

25 MR. COOPER: No.

1 MR. ULLENSVANG: A seismic study was not done
2 on Landfill 8 because it's flat. There are no slopes
3 that were perceived to be at risk. So the analysis is
4 somewhat (INAUDIBLE).

5 MR. O'HARA: Thank you.

6 MR. COOPER: As far as next steps, because we
7 at the Trust can't wait on, not only at these sites but
8 at other sites, we are issuing our Five-Year Review
9 saying that the soil remedies, we don't believe they are
10 protective, and therefore we got to figure out a better
11 remedy for both of these sites. The way we do that in
12 the CERCLA process is to write a Feasibility Study. So
13 we are going to get going on the Feasibility Study for
14 both Landfill 8 and Landfill 10. Each site will have
15 its own Feasibility Study analysis. It will be put into
16 one Feasibility Study report, but each site will be
17 analyzed individually. We definitely would like to get
18 a more protective remedy for both landfills.

19 We've switched consultants and we've hired EKI
20 Golder as our consultant and they're now going to start
21 looking at URS's Five-Year Review Report and they've
22 been tasked to write the Feasibility Study. So we'll
23 have a kickoff meeting with the regulators and RAB
24 people are welcome to join us, a date to be announced,
25 probably -- I don't know -- early March. Soon.

1 If anybody objects to the Trust doing a Feasibility
2 Study on these landfills, now would be the time after
3 you take a look at the Five-Year Review Report, let us
4 know; otherwise, we're going to do a Feasibility Study
5 and write a new Remedial Action Plan for both of these
6 sites. Basically the same old process that we've been
7 doing at all the other CERCLA sites. These two sites
8 will have their own Feasibility Study and their own RAP.
9 More work. More paperwork.

10 Okay. Other sites. So any other questions on
11 Landfill 8 and 10? You've got a general concept of
12 what's going on there now?

13 Nike Swale is a site that's in our RAP that's
14 scheduled to come out later this year, RAP 3, which I'm
15 going to talk about later. As you know, Nike Swale is
16 that natural area just below the Nike facility and the
17 FS recommended a clean closure remedy there, but we
18 needed better characterization data to better figure out
19 and pinpoint our excavation strategy there. That report
20 will be released to the regulators in March and that
21 report will also get sent over to MACTEC, who is our
22 consultant on RAP 3, so they can use that information
23 for the design for Nike Swale on where exactly we need
24 to do excavation and clean closure.

25 Landfill E. CH2MHill is our consultant there.

1 They've been starting the very preliminary stages of the
2 Feasibility Study for Landfill E. We've had the kickoff
3 meeting for the Landfill Feasibility Study. So what
4 they've been doing is simply assembling potential
5 alternatives that could be applied to Landfill E for the
6 Feasibility Study.

7 So if the RAB is interested -- we kind of talked
8 about this would kind of be the next check-in point on
9 the Landfill E Feasibility Study process, would be a
10 check-in with CH2MHill after they've assembled these
11 alternatives. So if you guys are interested, we could
12 schedule a RAP committee meeting and bring someone in
13 from Hill and they would just present, here's the
14 universe or the potential universe of alternatives that
15 could be analyzed in the Landfill E Feasibility Study.

16 The second bullet is, of course, there would be no
17 weighting of the alternatives. We're way too early in
18 the process to start that. But maybe at this check-in,
19 if you do meet with them, we've talked about not only
20 could we take a look at the universe and potential
21 alternatives, we could talk about how we're going to
22 apply the evaluation criteria. Remember we talked about
23 that a little bit with CH2MHill before, about how to
24 apply the seven criteria or the nine CERCLA criteria to
25 the alternatives? So we could have a discussion of

1 that, if you wanted to.

2 MR. KERN: There was also some discussion about
3 they had a certain person on their team that was good
4 at, you know, this whole sort of planning process, that
5 how this would unfold and that we might have some
6 discussion about that.

7 MR. COOPER: Yeah, they mentioned someone who
8 talked about -- I think it was in the evaluation
9 process, that had a way to kind of come up with a
10 weighing scheme for the seven criteria that we're going
11 to be using for evaluating each of the alternatives. We
12 could ask Hill to bring that person, make a presentation
13 on how do you weight long-term effectiveness versus cost
14 versus short-term effectiveness, that type of thing,
15 when you do your Feasibility Study. Something you guys
16 would be interested in?

17 MR. KERN: Question from David Sutter.

18 MR. SUTTER: When would CH2MHill be prepared to
19 present these initial reports?

20 MR. COOPER: I guess it would kind of depend on
21 what the ultimate agenda is. If it's just to present
22 alternatives only, maybe we could be ready by the
23 February committee meeting. If we wanted to do
24 alternatives with the presentation about weighting
25 criteria, the evaluation criteria, then maybe the March

1 RAB committee meeting would be better for that. We'd
2 need a little bit more time to get ready. So maybe
3 March RAB committee meeting?

4 MS. WRIGHT: (INAUDIBLE) If they can do it in
5 February there's no need to wait. My question is --
6 Dave, were you finished?

7 MR. SUTTER: I would just suggest, given the
8 heightened interest in Landfill E, that it would
9 probably be useful to have them present their essential
10 findings before they're really ready to present a
11 weighting analysis or plan for doing an analysis. As
12 soon as they've got the alternatives initially
13 identified, I think it would be useful.

14 MR. COOPER: You think that's enough of an
15 agenda item to check into? Okay.

16 MR. ULLENSVANG: (INAUDIBLE) The alternatives
17 are assembled before they're evaluated to give input so
18 that if you get too far along (INAUDIBLE) look at
19 excavation and deal with that early on. I think the
20 problem was the schedule is close to (INAUDIBLE) so it
21 may not be quite ready. You don't want to heighten
22 everyone for the February meeting and not be quite
23 ready.

24 MS. WRIGHT: I just want to agree that it's
25 based on the CH2MHill schedule (INAUDIBLE). My question

1 was, are they going to be giving any level detail, as
2 far as you know? Is it just going to be like, Option
3 One, no action; Option Two, cap?

4 MR. COOPER: Like that. With a little
5 description of what we mean by that.

6 MS. WRIGHT: It probably wouldn't be too many
7 things (INAUDIBLE)?

8 MR. COOPER: Probably not, but I haven't seen
9 any preliminary information from Hill. I don't know if
10 they have some creative alternative that nobody's
11 thought of yet.

12 MR. BERMAN: It's in the things in between
13 partial excavation and partial cap. A decision is made
14 how much you might be able to excavate. So it's really
15 these new items that involve mixtures that are the
16 interesting things.

17 MS. WRIGHT: Especially with the high
18 (INAUDIBLE) discussions we're talking about. I just
19 want to say (INAUDIBLE), here's a map of what you're
20 looking at here. I didn't know if there would be a
21 presentation of that level of detail or just kind of a
22 subtitle.

23 MR. ULLENSVANG: (INAUDIBLE). I'm not sure how
24 far along we're going to be at some point either.

25 (INAUDIBLE) the details of the sequencing at this point.

1 MS. WRIGHT: I think it might be more
2 reasonable to wait until they have a little more detail.
3 It seems like most of us that have been to landfill
4 meetings have at least heard the headlines. I think
5 it's your call. If you think it's enough to have a
6 discussion with the RAB, fine; if not, I would rather
7 wait a little bit longer to have more sophisticated
8 discussions about the possibilities.

9 MR. KERN: I would agree. I think most people
10 know that there's capping excavation and something in
11 between. I don't know that I need to have somebody tell
12 me that. But it would be nice, I think as Tracy was
13 suggesting, some -- because we got into some pretty
14 interesting discussions about tiered areas and maybe the
15 creek would be over here and different ideas like that,
16 and if they've thrown some of that down on a piece of
17 paper, that would be nice to see where they were going.

18 But I would agree, I don't think we need to hear
19 back, well, excavation, capping, and all that.

20 MR. COOPER: Right. It would only be
21 interesting if there was some level of detailed
22 description of the alternative, not just the name of the
23 alternative.

24 MR. KERN: Right.

25 MR. COOPER: Let's, as a default, just go with

1 the March committee meeting and if they can get it all
2 together in time for February, all the better. But it
3 looks like it's probably going to be the March one.

4 For Landfill 4 and 5, the recent rains have caused
5 the Trust to do a little bit of erosion control work at
6 Fill Site 5. So we got the remediation contractor,
7 basically kind of diverting some storm water away from
8 the sites and better managing rain water runoff that
9 comes on to the site. We've written up the Closure
10 Report. We want to talk to DTSC this month regarding a
11 couple of issues on how to close out a couple of issues
12 before we send it out to everybody. Both sites are well
13 into revegetation phase and looking really good.

14 For our next RAP, the Trust has -- we got all the
15 comments and we've written a recommended response to
16 each and every comment letter that we've received and
17 oral comments that we received during the public meeting
18 on the Baker Beach 3, 4 and Fill Site 6A Draft RAP, so
19 the Trust has now sent a recommended final RAP to DTSC.
20 That recommended final RAP is in red-line strike-out
21 form, so everyone can see exactly what changes we made
22 to the draft RAP that went under public comment, so you
23 can see exactly how we changed things. The only tricky
24 part is the tables are not in there. I need to talk to
25 Bob about it. It's really a couple of footnotes in the

1 tables. Most of the changes are in the text. In the
2 ARARs table, I think we added a couple of ARARS. That's
3 about it. Not a lot of changes going from the draft to
4 the final RAP. But it's in red-line strike-out form,
5 and as is the full -- what we call the responsiveness
6 summary, our recommended responses to all the comments
7 that we received. So Bob just got that. Copies went to
8 Doug and Mark, too. Did you guys get your copies?

9 MR. BERMAN: Is that what's being passed around
10 here?

11 MR. COOPER: I don't know.

12 MR. YOUNGKIN: I think so.

13 MR. BERMAN: Right now I'm trying to read it.

14 MR. COOPER: That's an important next step.
15 Oh, SHPO, S-H-P-O, that's State Historic Preservation
16 Officer, and that's the state agency that the Trust
17 needs to coordinate with under the National Historic
18 Preservation Act because of comments that we received
19 from the Fort Point and Presidio something
20 Association -- Historical Association. So we kind of
21 kicked into a formal consultation regarding what's
22 called the cultural landscape. How is our remedy going
23 to affect, and the revegetation scheme going to affect
24 the cultural landscape there?

25 Hillary Giddelman's people worked extremely hard

1 and they've actually issued a great Fill Site 6A
2 Cultural Landscape Report. Very fascinating. They went
3 through excruciating detail about what has happened at
4 that piece of property and adjoining properties from the
5 19th century and 20th century. And then talked about
6 how our new remedy is going to tie in, not have a
7 significant impact to the cultural landscape. That is
8 now with the SHPO. So keep your fingers crossed. I'm
9 sure Bob is going to check in with the SHPO before --
10 because of the CEQA. So that's the connection with us.

11 You're probably wondering, why are we worried about
12 that? Well, because DTSC needs to feel comfortable that
13 our remedy is not going to have a significant impact to
14 the environment under the CEQA. So Bob needs to check
15 in with the SHPO people to make sure that our remedy is,
16 indeed, not a significant impact to the cultural
17 landscape.

18 MR. BOGGS: And that's just at Fill Site 6A,
19 where they did have a lot of historical activity there
20 that does need to be preserved, if anything is found
21 during that process.

22 MR. SUTTER: Just a question. What is the,
23 quote, cultural landscape, unquote? In 25 words or
24 less.

25 MR. COOPER: It includes buildings, plants,

1 roads.

2 MR. BOGGS: Historical railways, when the first
3 railways first came up from the main supply manufacturer
4 at Crissy Field. Some are relevant facts in historical
5 books, not that they'll find them, but in that area
6 where (INAUDIBLE) tree right along Fill Site 6A there is
7 supposedly where these tracks went. Some of the
8 buildings that are immediately adjacent to the west side
9 of Fill Site 6A are historical buildings.

10 MR. COOPER: And not only do you have to be
11 worried about are you going to affect the building
12 itself, but are you going to affect the way it looks,
13 its view, its vista, is it going to be obscured, is
14 there going to be a tree planted in front of it? That
15 type of stuff, too.

16 MR. ULLENSVANG: To me, it's the context within
17 a structure. So it's the feel. So that if you were to
18 go on -- if you were to put trees down the Parade
19 Grounds, that would change the feel of the Parade
20 Grounds and so it's a feeling of what was there and the
21 feelings and aesthetics that has come from that tree,
22 including the historic features. It's very much in the
23 historic preservation culture how it's described. For
24 me, it's sort of -- you would know when you'd see it,
25 but it's hard to describe.

1 MS. TRIGIANI: What is the mission of the group
2 that proposed -- that has led to this (INAUDIBLE)?

3 MR. COOPER: Their mission, they're historians
4 and they're very interested in -- they actually are a
5 consulting -- the Trust, you know, the National Historic
6 Preservation Act. That, just like CERCLA, we have our
7 own little RAB, the National Historic Preservation Act.
8 The Trust, when it takes an action, it consults with
9 different oversight public groups, too. The Fort Point
10 group is kind of in that group. So they're checking the
11 Trust's kind of compliance with the National Historic
12 Preservation Act.

13 MS. TRIGIANI: But it applies to the
14 preservation of buildings as opposed to the preservation
15 of lands?

16 MR. COOPER: And cultural landscape.

17 MR. ULLENSVANG: (INAUDIBLE) the preservation
18 of that district. I think it's the context. So it's
19 this historic building. And not only this building, but
20 the way the building is presented in the landscape is
21 part of what makes this historic district historic.

22 MS. TRIGIANI: So whatever happens with Fill
23 Site 6A has to strike a compromise between environmental
24 need and the desire to return it to its original
25 watershed state against the history, the historical

1 events that have occurred as a result of humans using it
2 and building on it?

3 MR. COOPER: Right.

4 MR. ULLENSVANG: And this entire park, the
5 Presidio, is a balance of cultural and historic and
6 environmental concerns. There are all different facets.
7 Because the historical context is not the same as the
8 environmental prehistoric culture.

9 MS. TRIGIANI: Do they also monitor how the
10 building was reused? In other words, for example, if
11 something was built as a barracks or rather built as an
12 office and then it's turned into a residence or vice
13 versa, do they get involved in that or is it strictly
14 any external compromise?

15 MR. COOPER: I think with the reuse, they will
16 find out if we are rehabbing the building, they find
17 out. Because all those rehabs go through our own
18 internal NEPA process and the Fort Point Association is
19 on our NEPA E-mail distribution list. So they see our
20 agenda to see exactly which buildings we're rehabbing,
21 at any point in time they can come to that meeting.

22 MR. ULLENSVANG: As to the historic fabric
23 within the building. It's not necessarily how people
24 will be using the building.

25 MS. TRIGIANI: These are folks that -- we'll

1 run into this at other points on the Presidio?

2 MR. COOPER: Yes. I have learned a lot on this
3 process. It hasn't hung us up yet, and let's keep our
4 fingers crossed that it really doesn't cause a snag, I'm
5 going to remark about the way we frame our remediation
6 project versus the subsequent revegetation project and
7 how we frame that as two different projects. It's been
8 an education process for me.

9 MR. ULLENSVANG: There have been past cleanup
10 projects (INAUDIBLE) in Crissy Field where individual
11 sites had to balance historic fabric materials versus
12 ecological zones. (INAUDIBLE).

13 MS. SEGAL: Was Fill Site 6A cultural landscape
14 Report prepared by Lily's group (INAUDIBLE), was it also
15 sent to the board?

16 MR. COOPER: To Fort Point. Oh, absolutely.
17 At the same time, yeah. We have a programmatic
18 agreement between the Trust and the SHPO and there is a
19 certain timeframe that the SHPO and these consulting
20 parties get to comment on the Trust Fill Site 6, a
21 Cultural Landscape Report. Our conclusion is no
22 significant impact. And if somebody else has a
23 different opinion, they've got to comment during this
24 specific timeframe. I think it's 30 days. I don't
25 remember, but it's something like that.

1 MS. SEGAL: The Fort Point folks did make a
2 statement at the committee meeting.

3 MR. COOPER: Right. Yeah. So my hope is this
4 Cultural Landscape Report now provides all the
5 information that they were worried about, because it was
6 not written down for them in detail. So my hope is that
7 all this information has now been -- we've done all of
8 our homework, we've presented it, we've presented how
9 this is going to look, we're not creating the Grand
10 Canyon here, and I'm hoping that Fort Point will flip
11 through this and go, oh, this isn't as scary as I
12 thought it was going to be and I have no more comments
13 or concerns. That's my hope.

14 MS. BLUM: In a proactive way, is Hillary going
15 to do that for Tennessee Hollow Restoration or some of
16 the other restorations that are planned? It seems to me
17 there would be many questions about the final appearance
18 of that cultural/historic whatever landscape.

19 MR. COOPER: That is a good question. It
20 wouldn't be tied up in our work, but in the Tennessee
21 Hollow Environmental Assessment, which has gone through
22 scoping and it's going to get written. I'm assuming
23 that aspect is going to get taken a look at. Are they
24 going to do a detailed Cultural Landscape Report? I
25 don't know.

1 MR. ULLENSVANG: I don't know about Tennessee
2 Hollow, but I know that a number of projects at the Park
3 Service there have been helpful landscape reports. It's
4 a common thing that's done. For example, the Coast
5 Guard Station on Crissy Field, the Park Service had a
6 Cultural Landscape Report prepared to learn how to treat
7 those properties there and what types of vegetation to
8 reinstall. So it's a common element that goes into
9 working restoration within a historic --

10 MR. COOPER: It's a lot of work. To do a
11 Cultural Landscape Report for all of Tennessee Hollow,
12 oh my goodness, that's a lot of work. So it's generally
13 done kind of project with more of a specific focus in
14 mind. I think the Tennessee Hollow Restoration is going
15 to be done in phases and so on, so maybe they'll do it.
16 It's a good question. I would ask Allison Stone about
17 how that's going to be handled. I don't know.

18 Okay. I'll let -- Bob, when the DTSC agenda item
19 comes up, we can talk about that. So DTSC has the -- do
20 you want me to keep talking or do you want to take a
21 break?

22 MR. KERN: It's looking like a break. For
23 about ten minutes.

24 (Break taken.)

25 MR. KERN: Just a couple of observations as we

1 start in again. I think this may be a trend for,
2 perhaps, this year and the years to come, but we're
3 getting at more of an interception between cleanup and
4 future use. So in the past 10 years, we've really kept
5 those subjects largely apart, but it feels to me like
6 there's more and more real discussion and trying to have
7 cross-pollination between the different meetings and
8 issues going on. So I don't want to limit that, but I
9 just want to note that I'm really sensing that is
10 happening a lot more. It's tending to take more time.
11 So when that does happen, I ask for your patience
12 between each other as we're trying to get this
13 information out.

14 One other totally separate thing, I noticed this
15 side of the room is populated by Brian and the women and
16 this side is populated with the organization of the
17 setup here tonight. It's really quite unbalanced. I'm
18 looking at it here. It's like a face-off.

19 MS. WRIGHT: This is the best view.

20 MR. KERN: Back to Craig. You were talking
21 about Baker Beach, I guess.

22 MR. COOPER: I was just about ready to dive
23 into a little discussion on Baker Beach 3. We are
24 really about ready to kick in to high gear on Baker
25 Beach 3, assuming that our RAP on Baker Beach 3 and 4

1 and Fill Site 6A gets approved by DTSC in the near term,
2 and that our design documents get approved by DTSC, get
3 concurrence by DTSC in the near term. We're assuming
4 that these issues will get worked out. There's a lot of
5 other stuff that needs to get done, too, such as getting
6 a remediation contractor aboard.

7 Oh, and before that, as you know, my first bullet
8 is Baker Beach 3 Test Pit Report under Trust Review. I
9 was hoping to get that out in time for this meeting.
10 It's not going to happen. It should happen by the next
11 RAB meeting. But as you know, late last year we did
12 some test pits into Baker Beach 3 to better figure out
13 its waste characteristics. Is it rickrack, federal
14 hazardous waste, state hazardous waste, nonhazardous
15 waste, et cetera. So that report will come out soon.
16 We're just analyzing the data right now. So stay tuned
17 on that. And that information obviously would be
18 presented to the RAB and to our remediation contractors.

19 Speaking of remediation contractors, we have
20 published an invitation to bid, and it is on the fed bis
21 ops website right now. That's what a lot of contractors
22 look at when they're looking to get a federal contract.
23 So we got -- 58 separate potential remediation
24 contractors asked for a bid package. And so we mailed
25 out 58 bid packages last week. That's a lot of

1 interest. But I talked to George about this, not all 58
2 contractors are actually going to send in a formal bid.
3 Once they read it and then they go, oh, this isn't
4 really a good fit for our company, et cetera. George
5 predicts at least a good ten responsive bids to come in
6 by the due date, which is February 3. Bids are due
7 February 3. We have a job walk, it's called for the
8 prospective contractors where before they finalize their
9 bids we walk them around Baker Beach 3 and Baker Beach 4
10 and kind of talk about how we kind of perceive the
11 remedy to happen. That procurement process is going.

12 Obviously, we would not sign a final contract or
13 give a notice to proceed to any remediation contractor
14 until the RAP and the designs have been worked out. But
15 we want to be ready to roll as soon as we can. And
16 another way to get ready to roll is because of the
17 Migratory Bird Protection Act treaty, it's an ARAR, it's
18 an ARAR for almost all of our remediation sites here in
19 the Presidio, and it basically says that you can't
20 disturb bird nesting habitat during bird nesting season,
21 to put it in simple language that I can understand. And
22 bird nesting season at the Presidio is from March 1st to
23 August 15th. So what we need to do is get out there and
24 basically remove this bird nesting habitat before
25 March 1st.

1 If the habitat is gone, they'll go other -- we're
2 just basically asking the birds, please nest elsewhere
3 this year. You can come back after we revegetate and
4 nest again.

5 So the way we're going to do this, because February
6 is still -- it can still rain in February and March,
7 obviously, is that we're going to take the vegetation
8 off at the top and basically leave the root system in
9 place so we won't have erosion issues. We'll probably
10 still do some supplemental erosion control after the
11 vegetation is removed, but the root system will be left
12 in place. I think you can leave upwards to six inches?

13 MR. ULLENSVANG: I believe it's brush at six
14 inches, and trees at four feet.

15 MR. COOPER: Yeah, brush at six inches trees at
16 four feet. We leave tall tree stumps so it's easy for
17 them to get some leverage to pull the trees out when the
18 remediation contractor comes to do the final cleanup.

19 MS. SEGAL: A four-foot tree is not habitat?

20 MR. COOPER: A four-foot tree is not habitat.
21 It's all -- yeah, it's coordination with our natural
22 resources people give us all this advice about how to
23 remove habitat and comply with this ARAR.

24 Okay. That's got to happen in February.

25 MS. WRIGHT: (INAUDIBLE) This is for trees that

1 would have been removed during the remediation?

2 MR. COOPER: The remediation. Absolutely.

3 It's the same old trees that would have gotten removed
4 if we had done it all in one big motion. We're just
5 doing the veg removal.

6 MS. WRIGHT: Just so we can comply with this
7 ARAR?

8 MR. COOPER: Just so we can comply with this
9 ARAR, correct. Otherwise we have to wait until
10 August 15th. And we do not want to wait until August
11 15th, because my goal is in late summer or fall that
12 we'll have RAP 3 in place and at least to -- RAP 3 has a
13 whole bunch of little sites and I'll get to that in a
14 second.

15 Anyway, Bob has just given me a letter and he's
16 told me about it in advance, that his engineer who is
17 reviewing our design documents for the Baker Beach 3
18 Remedy is concerned to make sure that the site is going
19 to be stable while we close it and pull out the waste
20 and what we leave behind is stable. So what we at the
21 Trust are going to do is we're putting together a Slope
22 Stability Analysis and Evaluation. We're jumping right
23 into it. We're putting together a draft scope of work
24 and we hope to present Bob with that draft scope of work
25 shortly, and to collect sufficient data to give everyone

1 comfort that the work can be done in a safe fashion. I
2 just got the letter today. Then we'll do that Slope
3 Stability Evaluation and if our design needs to be
4 changed, or the way we implement the remedy needs to be
5 changed, we'll do so, if that's what the report suggests
6 needs to be done.

7 MR. BERMAN: That would be a temporary
8 solution. (INAUDIBLE) This is just something that
9 occurs during the remediation. (INAUDIBLE) There isn't
10 some accident that occurs, or is this something that has
11 to be done permanently for permanent considerations?

12 MR. BOGGS: Well, they have to do the analysis
13 now to make sure that they don't create through this
14 process with heavy equipment on there, et cetera, A,
15 that while the project is going on we don't end up with
16 bulldozers in the ocean and, B, also when the project is
17 over, because of that change in topography, the sand
18 dunes might be built up, if that gets undermined,
19 basically they have to be able to assure through this
20 engineering analysis that several hundred thousand tons
21 (INAUDIBLE). So it is also during construction and
22 postconstruction.

23 Now, they've already stated that they intend to
24 have a type of natural instability there that's typical
25 of cliffs there, but that's a different kind of

1 instability than one that's affected by the work that we
2 do, or a catastrophic event where we have a significant
3 slide (INAUDIBLE) that's open to the public. So really
4 that's what this evaluation should do with borings,
5 compaction of the soil, the sand, as well as at 3.
6 There's different types of materials there all together.
7 It's like some sort of transition zone where you have
8 serpentinite (INAUDIBLE) on the north side and; sand
9 dunes on the south side and so it's basically just to
10 make sure before we do the work (INAUDIBLE).

11 MS. PASSERO: (INAUDIBLE QUESTION).

12 MR. ULLENSVANG: The work area for these
13 cleanups is restrictive in one way or the other,
14 depending on -- sometimes (INAUDIBLE) to keep people
15 away. I think at Baker Beach 3, most of the fences
16 around the work area that (INAUDIBLE) analyses that were
17 done ahead of time (INAUDIBLE) people wouldn't be
18 wandering around.

19 MR. COOPER: We have a whole signage strategy
20 that we're putting together and public notice and
21 communication strategy that we're putting together for
22 this.

23 MR. BERMAN: It seems, though, that you could
24 have a condition which was unstable during the work
25 because you're moving this equipment around in the

1 process and there's lots of shaking and other stuff
2 happening, and that instability could be not there at
3 all after you're gone. So there's really two phases at
4 this.

5 MR. COOPER: During construction.

6 MR. BERMAN: Stability during the work period
7 and then the subsequent stability as a result of this.

8 MR. COOPER: Correct.

9 MR. ULLENSVANG: You have to remember one thing
10 which the Trust has already thought about, when you're
11 digging up all these resources, you want to start from
12 the top and dig in. (INAUDIBLE) some regard it would be
13 better to start at the bottom and dig up because you'd
14 be walking across clean soil and (INAUDIBLE), but that
15 would create a greater degree of instability. So with
16 these types of sites, the Trust is going to be working
17 down, which will actually improve the stability
18 (INAUDIBLE) because weight will be reduced in the lower
19 portions.

20 MR. COOPER: Okay. We're hoping to get started
21 in late March and that's pending regulatory approval;
22 that's pending that the rain cooperates. But we at
23 least hope to have the remediation contractor ready and
24 be nearing or at the end of our technical issues in late
25 March so we can get this project going. It's a very

1 exciting one.

2 Couple other projects going on in the CERCLA world.
3 RAP 3, which covers -- I think I talked about RAP 3 last
4 time and I didn't know the number -- I couldn't remember
5 off the top of my head how many sites. So it covers
6 Baker Beach 1, 1A, 2, 2A and 24 other sites. So a total
7 of 28 CERCLA sites are in RAP 3. A very exiting RAP.
8 I'm personally assigned to work on that RAP and Mactec
9 is my contractor and we have a promise to Bob to get it
10 to him the draft of RAP 3. I think it's April 26 of
11 this year. So Brian and I need to cook along on that
12 and get a draft RAP ready for DTSC review. So if we get
13 it to Bob on April 26 -- so that means probably a Public
14 Comment Period on RAP 3 sometime this summer if
15 everything goes right.

16 A lot of work in this RAP 3 because of those Baker
17 Beach 1, 1A, 2 sites, those are -- does everyone know,
18 from the site tour, where those are? The far north of
19 Baker Beach, just before you get to the Golden Gate
20 Bridge. I need a map. I'll have a map next time. So
21 at that area, obviously there's batteries there, there's
22 a lot of trails, they're extremely steep sites.

23 We will not be able to use the excavation strategy
24 that we're going to use at Baker Beach 3 at the Baker
25 Beach 1 and 2. They're just way too steep. But we

1 think that Mactec has come up with some really creative
2 and extremely safe strategies to clean these sites up.
3 So that is pretty exciting. But there's a lot of
4 planning that needs to be done just for the Baker Beach
5 1, 1A, 2, 2A sites, just because of the technical
6 complexity of those cleanups and the public access
7 visibility issues of those sites.

8 So Brian and I and George and Mactec have been
9 meeting internally, several times, to work on that
10 stuff. Pretty soon, when this RAP 3 goes -- nears when
11 we send the first draft to Bob, we'll give you an
12 overview of that RAP and start talking about how we
13 envision implementing remedies at these sites. That's
14 the end of the CERCLA discussion.

15 Our Petroleum Program. Right now, we have an
16 Interim Cleanup going up at our Building 1065 Petroleum
17 Site area, and we've broken that cleanup into two
18 phases. Phase I excavation work is basically nearly
19 completed. We have a few hot spots that remain at the
20 bottom of our excavation. Most of the stockpiled soil
21 that was stockpiled over at the Swords to Ploughshare
22 parking lot over there, most of it's gone. Now it's
23 been trucked off site to an off-site landfill. We've
24 been experiencing some rain delays during these heavy
25 storms and it's slowed our contractor down a bit. One

1 of the issues that we're working on right now is that
2 once -- this hole that we've dug at 1065 needs to be
3 backfilled with some soil and because of all the wet
4 weather, all of our backfill soil has become too wet and
5 we won't be able to compact it. So it's just a
6 technical issue that we hope to sort out very soon so we
7 can backfill that hole that we've dug at 1065.

8 We're working on the Phase II work plan that's due
9 to Jim at the end of January. That's just kind of this
10 work at Building 1063, which was right next door to our
11 Phase I excavation work. So that work will go on later
12 this year.

13 All the other petroleum sites are in what we're
14 writing the -- well, for the Commissary PX and the
15 Building 1349, we're writing the CAPs for those, that's
16 the petroleum version of a RAP, Corrective Action Plan.
17 So stay tuned on that. Those first two CAPs will be
18 produced this year. Then Building 207-231, still, we
19 need to go out and collect some more data before we can
20 write the Corrective Action Plan for that petroleum
21 site.

22 Another thing we're doing for Jim under the -- we
23 have a new Board order that we're working under, is that
24 we're working on putting together two missing cleanup
25 levels for what's called the Fresh Water Ecological

1 Cleanup Zone, which is basically Tennessee Hollow. The
2 Army had prepared a special cleanup level for gasoline
3 for the Tennessee Hollow zone, but they hadn't prepared
4 one for diesel and fuel oil, so we've put together a
5 work plan for that that Jim has been reading this week
6 and we'll get together with the Regional Board probably
7 in February and talk about their comments.

8 Okay. On the budget and cost tracking, the most
9 exciting news is that Craig Middleton signed off on the
10 position description and the ad actually was published
11 in The Chronicle Sunday paper. I was going to give some
12 remediation money to go toward the ad, but I guess HR
13 was able to pay for it. Because the Chronicle had a
14 special low rate, special deal, so I didn't even know it
15 was going to happen that fast. That's great news. Our
16 position description is posted on the Trust website,
17 USAJOBS, and Monster.com. Stay tuned for that.

18 I guess I'm going to be interviewing potential
19 candidates. We'll go through applications and sift
20 through them and then interview the best candidates, me
21 and someone from the Accounting Department will do that.

22 It's my first time doing this, I'm a little nervous
23 about putting time frames on it, but I'm excepting the
24 interviews will happen in February and the new person
25 will be around in March.

1 As far as schedule, I wanted to talk a little bit
2 about we have a planning schedule that the Trust updates
3 all the time, that's our very complicated, multisite
4 schedule where we do these construction start bar
5 charts, and if somebody wants, we update this. It's the
6 same bar chart that you've seen before, I just sent one
7 to the regulators recently. But if you want a copy.
8 There you go. This is our plan. We should actually put
9 Planned Construction Starts as the header for this one
10 because this is what our schedule, based on our little
11 time assumptions for each task, says when each of these
12 major projects will start construction and what their
13 duration will be.

14 Then, as you know, we have a schedule with DTSC
15 under their Consent Order for our CERCLA sites and we
16 have a schedule with Jim and the Regional Board for our
17 petroleum sites. And that's different than our plan.
18 We have our planning schedule and we have kind of like
19 our enforceable schedule with the regulators. So with
20 the regulators it's basely major milestones. They're
21 still very aggressive, and as you can see I've got two
22 bullets, two different time extensions that I had to
23 request. I had to request a time extension from Bob to
24 send on the Landfill 8 and 10 Five-Year Review Report,
25 and that's due to him on January 15. We're going to

1 mail it tomorrow. So we're going to make that deadline.
2 Because of a couple issues on the Completion Report for
3 Landfill 4 and 5, I had asked for a time extension on
4 that, too.

5 With respect to our Petroleum Schedule, the Trust
6 submitted one to Jim in late November, Jim approved it
7 and then, unfortunately, immediately after I had to ask
8 for a 30-day time extension on one of the tasks related
9 to our 1065 Interim Action Plan. That was a little
10 frustrating for me. A lot of that work, the Trust
11 remediation is coordinating with Trust's Operations
12 Department and the Water Recycling Plant and there's
13 other issues with Building 1063 now being a historic
14 building. So these time extensions hopefully will never
15 be all that long. But it's a way for the regulators to
16 really kind of track and make sure that we don't slip
17 into the abyss with respect to project delays.

18 As far as Recently Released Documents, I sent Bob
19 my quarterly report for the last quarter of 2003. I've
20 also sent Zurich my quarterly report that counts up
21 invoices for Quarter 3 for 2003.

22 I want to introduce -- everyone talks about the
23 consultant for Zurich. The guy right there in the black
24 shirt, that's John Katz and he's a consultant to Zurich
25 American Insurance Company. He reads my reports that I

1 send to Zurich, in excruciating detail, and he comes to
2 my office. My report basically talks about what work
3 we've done, what letters we've sent out, and how much
4 money we've spent in that particular quarter, and it
5 identifies the actual invoice, who the invoice was from,
6 and how much that invoice was for. When John shows up,
7 I give him the stack of invoices and my report. So then
8 he looks at each and every single invoice and tracks it
9 against my report to make sure my report is accurate,
10 and he also analyzes it with respect to applicability
11 under our remediation stop loss insurance policy. Is it
12 an endorsed cost or an unendorsed cost?

13 He then sends a memo to Zurich and then Zurich
14 sends me a letter critiquing my quarterly financial
15 report.

16 The new cost tracker is going to be writing these
17 quarterly financial reports. They're a lot of work. I
18 can't wait for that person to show up.

19 Other things that have happened, down at Fill Site
20 7 we've collected some more data. Fill Site 7 is one of
21 several little CERCLA sites in the Crissy Field Operable
22 Unit that we plan on petitioning to DTSC to get final
23 certification and closure on. This involved some
24 sampling for zinc that they asked for. We need to talk
25 to Bob about that.

1 At Building 215, we did a petroleum -- it's a
2 CERCLA site where we did some petroleum cleanup, sent
3 Jim that report and Jim approved that report.

4 The Five-Year Report, I've been taking about in
5 excruciating detail.

6 The Trust's (INAUDIBLE) on the Army Archive Search
7 Report, which I did not do an update on because there
8 really isn't too much new to talk about, but I think you
9 guys asked that one of the agencies write the Army a
10 letter to encourage them to stay on track with their
11 review of the Archive Search Report so they can get back
12 to us and just basically keep their process going. So I
13 did write that letter to Bruce Handle saying, it's my
14 understanding that you're going to finish your review in
15 December and get back to me if there's any concerns. So
16 Bruce got the letter and he called me up and he said
17 that he was okay with the letter, first of all, which is
18 nice. He said that the Army has pretty much finished
19 their review and they're going to come and talk to us
20 early next year, probably in different phases.

21 MR. BERMAN: On a related subject, if there was
22 a letter written -- maybe it's a separate letter. We
23 heard about the Archive Review and pointed out there was
24 some potential that might not be -- I don't know the
25 term -- there is -- in the Baker Beach Area that we

1 hadn't recognized before. I believe you said you would
2 write them a letter for further information on this,
3 where the Army was going to do something about that or
4 supply more information as if there was any imminent
5 danger in that area. Was that letter written and was
6 there a response?

7 MR. COOPER: Right. With respect to an
8 imminent danger?

9 MR. ULLENSVANG: My recollection on that is we
10 presented the information, that includes all the RAB
11 meetings, we asked if they would expedite and look
12 through the report quickly for imminent dangers and in
13 front of their full report of their full review, which
14 they were planning to do by the end of 2003. To my
15 knowledge, they didn't report back any imminent hazards.
16 Now we're talking about when we will receive the report
17 that they said they would do by the end of 2003. Which
18 they're still saying will be early 2004.

19 MR. COOPER: Correct. So we have not heard
20 back.

21 MR. BERMAN: You did write that letter and they
22 didn't even respond verbally (INAUDIBLE)?

23 MR. COOPER: Correct.

24 MR. BERMAN: (INAUDIBLE). That's a long phone
25 call. Our ears were all kind of perked when we heard

1 about this. We didn't think, other than the area that
2 was quarantined, there was any concern for any of those.

3 MR. COOPER: It will -- eventually, that logged
4 phone call would get replaced with the Army's formal
5 assessments and recommended next steps, because that
6 will be the final technical analysis on what they're
7 recommending.

8 MR. BERMAN: Is it their intention to put that
9 issue in the front part of the report?

10 MR. COOPER: Baker Beach is one of many sites
11 that they're looking at.

12 MR. BERMAN: Yes, but that was the only area
13 that they mentioned where there was any discovery that
14 was not known.

15 MR. ULLENSVANG: No, I don't think so. That's
16 one that they highlighted during the meeting.

17 MR. COOPER: They had a big photograph.

18 MR. ULLENSVANG: They had a big photograph.

19 (INAUDIBLE) more as an example than as the sole case.

20 And I've reviewed the report. Craig has reviewed it and
21 Bob. I didn't see anything that I saw as imminent
22 threats to what we were already working on in the
23 Presidio right now. In other words, there is some new
24 issues that were brought to our attention, but none of
25 which, in my opinion, would be new, imminent threats.

1 That's my take on it.

2 MR. ANDERSON: Just to back up a little bit.

3 Did Zurich approve the cost associated with the new
4 budget hire as a --

5 MR. COOPER: No, because I have not formally
6 sent him the request. It's a little backlogged in legal
7 right now.

8 MR. ANDERSON: They have not disallowed it?

9 MR. COOPER: They have not disallowed it,
10 right.

11 Any question about any of those? That's it.

12 MR. KERN: Thanks, Craig, for responding to all
13 those questions and bringing all that to us. I'm sure
14 that we're going to be working on a lot of these sites.

15 I'd like to move over to Bob and Jim, if you have
16 any comments.

17 MR. BOGGS: Nothing to add at this point.

18 MR. PONTON: Nothing. Question to Craig. The
19 schedule that we passed around, does that include all
20 the 29 RAB 3 sites?

21 MR. COOPER: The 28?

22 MR. BERMAN: The 28.

23 MR. COOPER: Yes. Many of those are No Further
24 Action sites.

25 MR. BERMAN: Right. So when I count them up, I

1 found less than 28.

2 MR. COOPER: We just put the major ones on this
3 to fit it onto one, but there's some even tinier ones
4 that we didn't bother to put on as construction sites.

5 MR. BERMAN: So that's why the number on the
6 schedule doesn't add up to 28?

7 MR. ULLENSVANG: And the No Further Action is
8 the major difference.

9 MS. PASSERO: I just had a question. Has
10 anything happened on the Mountain Lake discussion?

11 MR. BOGGS: Yes. In fact, I had a meeting with
12 our legal counsel. It was just a brief meeting. It got
13 interrupted. The second week in December. We actually
14 have a conference call at 9:30 tomorrow morning with
15 legal counsel in Sacramento, and I had put together an
16 additional data package for them to discuss this very
17 issue. So I can E-mail out an update tomorrow about
18 11:00 to everybody. At this point, it's still a shaky
19 issue and there's been informal happenings, but legal is
20 still deciding whether they have enough to go to battle
21 with Caltrans legally or not.

22 MR. KERN: All right.

23 MS. BLUM: Kind of a repeat question. If the
24 Trust is going to -- if the Trust is going to -- and I'm
25 not sure they have committed to reconfiguring the exit

1 to Highway 1 from the Presidio from the Public Service
2 Hospital, Bob, does that go -- is that included in your
3 conversation tomorrow? I don't know how to ask this
4 question? Is there any knit between the possible
5 interchange of the highway system with Caltrans and
6 Highway 1 waste water? I'm not asking this well. Do
7 you know what I'm saying?

8 MR. BERMAN: Let me try to rephrase it. If
9 there was a plan that actually we knew that the exchange
10 that occurs just before the tunnel, et cetera, would
11 that affect Caltrans position on whether they would redo
12 the storm drainage? Is that good?

13 MS. BLUM: That's as good a stab as I could do.
14 Thank you, Sam.

15 MR. BOGGS: I don't know if that interchange
16 would affect the discharge into Mountain Lake or not. I
17 wouldn't think it would.

18 MS. BLUM: If they're (INAUDIBLE) do, they said
19 they're going to have to do extensive renovation for
20 Highway 1. If they go after this plan for the exit from
21 the Public Service Health hospital onto Highway 1, it
22 seems to me if it's major road work, it will affect
23 Mountain Lake. It's going to be an addition of lanes.
24 I think, and --

25 MS. CLEEK: (INAUDIBLE STATEMENT).

1 MS. BLUM: I have no idea. But it's going to
2 be extensive road work effort. Hillary Giddelman was
3 the presenter on that piece at the public meeting about
4 the potential interchange. As I say, I'm not sure they
5 agreed to it, but the Trust showed it to the public. So
6 presumably it had some weight in their thinking.

7 MR. BOGGS: To the extent that it would affect
8 one of our remediation sites, yes, we do have a say so
9 in what gets done. I'm not sure, I haven't approached
10 that, but I'll bring that up in the conversation
11 tomorrow.

12 Caltrans has an exemption for runoff from road
13 waste so that they don't have to -- every ditch along
14 every highway they're allowed to let the runoff in the
15 road (INAUDIBLE) highway. How that would particularly
16 play in at this particular site, are they going to
17 increase the area that then flows off into Mountain
18 Lake? I'm not sure what the legal nuances of that. I
19 know Jim's department has had conversations with
20 Caltrans about rerouting the storm sewers there so that
21 they can go to the different discharges as opposed to
22 Mountain Lake. I imagine that if that was the case,
23 hopefully these departments would get together and
24 realize when they're doing these road renovations it's a
25 perfect time to reroute the storm drains.

1 MR. BERMAN: It's not only a perfect time, it's
2 a politically elegant way of avoiding -- of dealing with
3 the larger implications issues that they (INAUDIBLE)
4 Caltrans by just dealing with this thing as a special
5 case, taking advantage of the rerouting, solving the
6 problem and never having to declare mea culpa.

7 MR. BOGGS: Right. The way many of these
8 conversations are going is how to contribute to this
9 particular unique case in order to get it cleaned up
10 without accepting responsibility.

11 MR. BERMAN: Without setting a legal precedent.

12 MR. BOGGS: Right. I don't know if that's
13 actually a Caltrans project to provide that off-ramp or
14 if it's a Trust project at that point. Because
15 oftentimes, developments and upgrades along those
16 projects require a part of the project.

17 MR. COOPER: I think the Trust is proposing
18 this. I don't think Caltrans is --

19 MS. BLUM: Who has the money for that?

20 MR. COOPER: Yeah. Who has the money for it is
21 the question. Caltrans doesn't have the money either.
22 I'm sure that that's what their reaction is going to be.

23 MR. PONTON: I met with Caltrans last fall and
24 wrote a letter to Brian Sartee regarding that meeting.

25 It was some engineers of the Board. Our new EO has a

1 good relationship with Caltrans, so I'm hopeful that
2 will help. And in talking with Craig the other day, I've
3 been doing a lot of thinking about this, and I know the
4 recycled water plant -- one thing Caltrans can do is, we
5 can take the runoff from that (INAUDIBLE) of Highway 1,
6 it's a publicly-owned treatment works, which is the
7 sewer system. Since San Francisco is growing, its parks
8 send them more discharge as they get overridden in the
9 wet periods. But now that we have a recycled water
10 plant coming online, eventually that's going to be a
11 100,000 gallon a day up to 200,000 gallon a day offset
12 that won't be going to (INAUDIBLE), so I was hoping that
13 we could leverage the fact that we had reduced
14 (INAUDIBLE) to allow them to accept a (INAUDIBLE) offer
15 of Highway 1.

16 The problem is that when it rains a lot they'll be
17 runoff, and at those times the recycled water will not
18 be sprayed on the fields. (INAUDIBLE). So I was hoping
19 that maybe we could leverage the projects in place to
20 come up with a win-win situation for everyone and allow
21 it to go through (INAUDIBLE).

22 So we talked a little bit about that (INAUDIBLE).
23 I'm giving them a little bit more time. I have not been
24 bugging them, giving them a couple months more time to
25 look at that. It's on my radar by all means, but I

1 don't want to bug them anymore.

2 MR. SUTTER: I was just curious about
3 resolution -- (INAUDIBLE QUESTION)?

4 MR. KERN: That's actually what I've been
5 trying to get to on Item No. 7, New Business. That was
6 one of the items for No. 7, was the status of not only
7 that but several projects that need some organizing.

8 Just to kind of bring everybody up to date on that,
9 last year, maybe the November and December meetings,
10 there has been some momentum to develop some organizing
11 around a variety of these projects. One of them was
12 Landfill E. That's a lot of different things happening.
13 We've had special meetings about Landfill E, Mountain
14 Lake Resolution, how are we going to move forward on
15 that, what exactly are we going to do. All these
16 projects are moving ahead. So what I mentioned was
17 there might be one project where we try to involve
18 everybody, sort of the generalized shared misery
19 projects, and then we have some other projects that
20 people self-select. "I'm really interested in Mountain
21 Lake and I'd like to work on this particular part of
22 Mountain Lake."

23 So I have two things to bring to you tonight. One
24 is the opening volley in shared misery. So I'm going to
25 pass this around and then we'll get to the other

1 projects. This piece of paper, this front, and a little
2 bit on the back, is an exercise that I developed for my
3 high school environmental science class that I teach at
4 Galileo, and it's basically how to do some computer
5 graphics, how to do Excel. So those of you that know
6 how to use Excel and you're an Excel wizard, you may not
7 even have to look at this. But if you've never used
8 Excel, this page and a half can get you rapidly down the
9 road to producing a graph, a nice graph.

10 What's the purpose of this? Eventually, I'd like
11 to explore all the groundwater data at Landfill E:
12 Every single well, all the analytes and the years of
13 data that we've put together.

14 I've actually done this for two of the wells. It's
15 a rather tedious, mind-numbing process. There's so much
16 data over so much time. But if you go through the
17 process and you plot it all out and you look at it,
18 there's some interesting trends, even with one well.

19 So if we are able to look at all of the wells
20 around this landfill and all of us, kind of as a shared
21 networking brain, start talking, "Oh, yeah, well, I know
22 about this data and this well," and it could be kind of
23 a fun project, actually, because everybody knows a
24 little bit about the groundwater at Landfill E. And it
25 will not only be miserable, but fun at the same time.

1 So I'm going to pass this out.

2 MS. CHEEVER: Well, what's the ultimate use of
3 the information?

4 MR. KERN: That's a good question. Over the
5 years, there had been a discussion on Landfill E, mostly
6 oriented towards CAP, and there have been, though, some
7 impact to groundwater, which are not acute, toxic
8 issues, but there are issues that you can tell that
9 groundwater wells within the landfill site have been
10 affected by filled materials. So I'd like people to
11 become familiar with what those issues are so that when
12 we approach the final discussions of what would be an
13 appropriate remedy at Landfill E, whether it's full
14 capping, excavation or some hybrid, that people
15 understand the groundwater and what are the impacts.

16 I don't know that anybody actually knows the full
17 range of impacts because this work really hasn't been
18 done in detail yet. All the groundwater data at
19 Landfill E has been looked at, but mostly to look at
20 acute toxic effects. I want to look at something that
21 may be a little bit more nuanced. Since there are
22 issues about restoring the watershed, what kinds of
23 impacts are really happening? So that would be the
24 purpose, is to not only to educate ourselves, but to
25 educate decision makers, whether that be regulatory

1 people, Park Service, Trust, land managers. So we'll
2 actually end up with some findings at the end about what
3 would be a (INAUDIBLE). That's what I hoped would come
4 out of this.

5 So this exercise, if I could explain briefly what
6 it does. I'll just run through it. There are some
7 ideas here for teaching high school kids about the
8 scientific method and by graphing we can get a visual
9 representation of what's going on. What I've set up
10 here is a table, dates, and this happens to be water
11 temperature. So it's a very simple exercise about how
12 to put in dates and values and then set up a graph and
13 see what it looks like.

14 If you know how to use Excel, obviously don't
15 bother. But what I would like you to do is send me an
16 E-mail message that says I know how to do this. Send me
17 some real data that I can really chew on. And of course
18 I will. But those of you that don't know how to use
19 Excel, I'm hoping that you'll give this little thing a
20 try and if you have problems, send me an E-mail or give
21 me a phone call saying, the shared misery is very high
22 here and I'm having trouble with this, can you help me?

23 I think this would be a fun project and it's
24 something that will get us all at some -- everybody at
25 some level of technical expertise, which is kind of an

1 important thing for this group to have.

2 So read through it and if you have any questions,
3 call me up or send me an E-mail or something. But I
4 won't waste too much time here. It's basically a little
5 graph. Is there anybody that doesn't really have access
6 to that kind of a computer program?

7 MS. SEGAL: I don't even know -- I have Excel
8 on my computer. Is it something that comes with all
9 computers? Can you download it?

10 MR. KERN: No. So there probably would be
11 people that would have it on their computers that this
12 exercise shouldn't take too long.

13 MR. BERMAN: If you have Microsoft Office --

14 MR. KERN: Well, I think the full data set that
15 I have for Landfill E is something like 15, 18 megs
16 of -- I mean, it doesn't all work in a spreadsheet, in
17 one. So it will have to be split up anyway, into
18 smaller bits. Is that getting at your question?

19 MR. BUDROE: Yeah. (INAUDIBLE).

20 MR. ULLENSVANG: I would guess it would be
21 between 50 and 100,000 data points.

22 MR. ANDERSON: And divided by species.

23 MR. KERN: Right. And eventually, if there are
24 any of you that want to think about this, as I'm hearing
25 now, there are lots of interesting ways to divide this

1 up. You could have teams working on an individual well
2 and all the analytes that go with the well, or you can
3 have experts that go across wells and look at a
4 particular analyte, like zinc, in the groundwater.

5 MS. WRIGHT: I think it actually sounds like it
6 could be a fun way to get involved. Let's say, like I
7 want to take on a well. What do you see as a possible
8 time or time frame? Like if I say, "I want a well,"
9 that's going to be five hours a week of data entry, are
10 you thinking it can be done like within a month? Do you
11 have any idea of how long it would take to do one well?

12 MR. KERN: That's a good question. That's why
13 I thought I would bite off this little task first, which
14 is 10, 12 data points, maybe 15.

15 MS. TRIGIANI: So if it takes us a week to do
16 this --

17 MR. KERN: Right.

18 MS. TRIGIANI: It would not take me a week,
19 okay? I know how to use Excel.

20 MR. KERN: What I'm hoping to do is kind of
21 circle back to John's question is, if what happened that
22 happened at the high school, I think it was two weeks
23 ago, they got this in about 15 minutes. So you guys, it
24 will be no sweat.

25 MS. SEGAL: You know that puts us under more

1 pressure.

2 MR. KERN: It's possible -- I'm going to try
3 and figure out how much data I can get on a floppy,
4 which is about a meg and a half. It should be able to
5 give you a lot of data. Mostly a well should be able to
6 fit on that. We'll see.

7 MS. WRIGHT: Maybe at the end of a committee
8 meeting, can we have everyone who is interested in doing
9 this stay?

10 MR. KERN: I was not going to really accept
11 that anyone would not be interested. I would like to
12 see a hundred percent participation, if you can really
13 do it .

14 MR. ANDERSON: How many people have Excel or an
15 equivalent?

16 MR. KERN: Well, yeah.

17 MS. PASSERO: (INAUDIBLE).

18 MR. KERN: I was just going to see just how
19 this worked out, Jerry, with not even asking who had
20 access. I was hoping that people would just find access
21 through some methods. So I was going to leave it really
22 open-ended, leave it to your initiative. And then
23 obviously, those of you who can't get at this and spend
24 some time, that's not a problem. But I think it would
25 be great that if everything contributed to this it would

1 be a shared, bonding experience.

2 MS. CHEEVER: I was just wondering. I don't
3 know what form the data is. Sometimes you can just copy
4 it and parse it into columns and then you don't really
5 have to actually enter each number. You have to play
6 around with it. Is that something that would be in
7 Office for this?

8 MR. KERN: Right. All the data is already
9 entered, so...

10 MS. CHEEVER: Where? In Excel?

11 MR. KERN: Yeah. It's in a large database
12 format. So getting it to each person in a form that is
13 easily usable -- maybe I'll get a little committee to
14 help me get all the data out to everybody.

15 MR. BERMAN: There's an alternate to this,
16 depending on the format of the data, which is if it's
17 already in a spreadsheet and you can identify it, then
18 you can write a program, a simple program, that will
19 just produce all the graphs you want directly. You
20 don't have to send it to anybody. Someone who is
21 familiar with programming can do that and save a lot of
22 time and get what you want. We can look at all the
23 graphs together, well by well. So if the data is also
24 in an Excel spreadsheet, this is a trivial bit of
25 programming to get your answer.

1 MS. TRIGIANI: Yeah, but, Sam, we wouldn't have
2 the fun of doing it ourselves.

3 MR. BERMAN: I know, but I think you'll have
4 lots of fun looking at these graphs and saying, "Is
5 there anything there?"

6 MR. KERN: I agree with you entirely that it
7 could be done that way. These are very large files, and
8 they do actually challenge the ability of a computer to
9 hold it all and then be able to program it to have it go
10 through. There clearly would be ways to do it in an
11 expedient fashion. It just seems, given the project, it
12 was a way to get people more intimate with the data
13 rather than the graph itself.

14 As I get -- over of the years, I've had a lot of
15 questions. "How do we know that if this is a high
16 number or not?" The only way that I ever got to know
17 whether it was a high number or not was graphing it,
18 playing with the numbers, and then asking myself, "Well,
19 what's a high number and how does it fit?" That's where
20 I'm trying to go with this, is get people to get their
21 hands dirty.

22 MS. CLEEK: What kind of database is it in now?

23 MR. KERN: It could be accessed in Access.

24 MS. CLEEK: They're both Microsoft products.

25 They interface to each other. Didn't you just say there

1 was 15 megs of information, which is next to nothing.
2 I've got a 40 gigabyte hard drive. So I thought that
3 this was all on paper and you needed people to key it
4 in. But this doesn't seem like a worthwhile enterprise.

5 MR. BERMAN: That's why I would suggest that if
6 it's already there in an Excel format, you can decide
7 the parsing, if you want. If you want to look at some
8 analytes, then you just have a little bit of software
9 programming that will produce a graph of analytes, zinc
10 for example, and producing a graph for every well.

11 MS. CLEEK: Besides, isn't the database a much
12 more powerful format to keep it in because you can build
13 the relationships and pull out if you want to see
14 between wells or between Well A and Well B, both have
15 high levels of this and only one of them has a high
16 level of that and why would that be?

17 To me, that database is a much powerful thing. I
18 would think, "Well, gee, we'll do it in Excel, and then
19 we'll import it to the database." If it's already in
20 the database, I don't see that you're gaining enough
21 knowledge (INAUDIBLE), except that you make people
22 practice their typing.

23 MR. KERN: The points that you're bringing up,
24 both as technical people, are very legitimate. I can
25 provide like the whole database to you guys to look at

1 and to experiment with. It was a choice, a personal
2 judgment of mine, to kind of play with this. So maybe
3 what I can do is talk to you guys a little bit further
4 about what I was thinking.

5 It just seemed that it was an opportunity for
6 people to get to know this data. I didn't think, Karen,
7 that I would be able to get everybody to that level of
8 proficiency of knowing how to manipulate a database.

9 MS. CLEEK: I don't think you need to. I think
10 you just need to have a couple of people and then we
11 share the end results with everybody else.

12 MR. BERMAN: It would just be a piece of
13 software to take -- just a program that would take the
14 data and sort it the way you want to.

15 MR. BOGGS: I think part of it's actually the
16 getting together and deciding how you want to sort it.
17 Do you want to view a particular well as it transferred
18 over time, yearly? Do you want to compare all these
19 wells against each other for certain contaminants?
20 There's a lot of ways of showing this data there and
21 digesting it. That's probably more where the benefit
22 is, is to trying to take these columns that are a large
23 amount of data.

24 I've opened up the database in Access and in Excel,
25 so it does work in a database. And even the database

1 tools that are in Excel, you can do a lot of sorts and
2 that kind of stuff, even with Excel. So there's some
3 overlap there that works well. I think most of what
4 you'd be trying to digest or pull from that data set,
5 you can do with Excel.

6 It's mostly just deciding what data you want to
7 look at and how you want to look at it and what's
8 important to look at. There probably is some benefit
9 there getting together.

10 MR. KERN: Well, at the moment, I don't want to
11 spend too much more time on this, since I floated this
12 idea and it's met with a little bit of different sort of
13 interpretation, perhaps what I'll do is retract the idea
14 for the moment and go on to another idea. If at first
15 you don't succeed try, try again.

16 So Idea No. 2 is I have seven different projects
17 that will eventually need work. Typically, these
18 projects are looked at in general by people that are
19 interested. There's a few of us that look at all of
20 these. So I'm just going to list these, and if those of
21 you that any of these ring a bell, maybe write down a
22 little note. These are major projects that are going to
23 be coming up over the next year. Landfill E, Mountain
24 Lake, the schedule and cost tracking, the insurance
25 issue, Building 207, 231, Landfill 8, Landfill 10 and

1 this RAP No. 3, which is Baker Beach 1, 1A, 2, 2A and
2 the 24 other sites.

3 So what I would like to do as far as organizing on
4 these seven projects, since some of us will be working
5 on them anyway, if there's anybody that has a particular
6 interest and a particular issue that they're interested
7 in this, in one of these, let me know. I'll leave these
8 pages up here so if you'd like. I was thinking I could
9 pass them around, but by the time the meeting is going
10 to close, maybe somebody might not -- it might not get
11 all the way around. So I was going to just leave these
12 up here. If you're interested, jot something down. It
13 doesn't mean you're not if you don't. I'll also do an
14 E-mail reminding people about these projects.

15 What this would mean is that these are people that
16 are generally interested in those projects, would like
17 to be included on E-mails, might like to attend an extra
18 meeting to discuss or strategize.

19 When it comes to Mountain Lake, for example, I'll
20 get back to David's question, I think there's going to
21 be some need to get together by a smaller group of
22 people to move that project. So if you're interested,
23 put your name down and we'll kind of organize it in a
24 self-selecting fashion.

25 I will get back to you regarding the Landfill E

1 groundwater data. And that's what I have for those
2 projects tonight. Any questions?

3 MS. WRIGHT: Well, I wanted to bring up some of
4 the issues that we talked about at the last two
5 meetings, and I think it was November or December, that
6 some of these efforts are kind of part of a way to get
7 more people -- we have of great energy and some people
8 have the potential to put in a few more hours to get
9 more into the issues. (INAUDIBLE), I have been on the
10 RAB since 1998 and I haven't really ever analyzed data
11 to the point where I really understand what the COCs are
12 in a certain well. I think it would be a really good
13 experiment, or at least I'd personally like to do it. I
14 think I agree with the fact that we don't necessarily
15 need to have everybody working on this. We all know
16 computers can do stuff. But it's one way to take some
17 ownership with some issues and take some of the actual
18 hours of work from the two or three people on the RAB
19 that currently put a lot of hours into this and kind of
20 spread it around.

21 So I like the idea that there are some projects
22 that we can work on together and hopefully other people
23 will come up with some other projects we can work on. I
24 hope we can put this on the agenda for the committee
25 meeting.

1 MR. KERN: Very good. So yeah, we'll come back
2 to all these at the committee meeting, all these various
3 projects.

4 MS. TRIGIANI: You're going to send us an
5 E-mail of the list of the projects you just read, right?

6 MR. KERN: I'm going to send you an E-mail of
7 the projects so you can contact me any way you'd like,
8 E-mail, phone, smoke signals.

9 So I'm moving on to Item No. 8, the Review of the
10 Action Items. Landfill 8 and 10 report is coming out.
11 We're going to have a chance to look at that. It's my
12 understanding from Craig's report tonight that you're
13 pursuing a Feasibility Study that's kind of underway.
14 So this is a topic that we need to spend time on rather
15 quickly. We need to get a handle on Landfill 8 and 10
16 data and see what's in that report when it comes out and
17 be ready for the Feasibility Study. Certainly, we may
18 want to have some early input on what alternatives are
19 going to be considered in that Feasibility Study.

20 Landfill E presentation. In March, the RAB
21 committee meeting in March, I think we can probably give
22 Craig some more help about what we might like to see at
23 that meeting.

24 I'd like to get somebody or myself, I have down
25 here, to investigate the Cultural Landscape Report that

1 was put out for Fill Site 6. I'd be really interested
2 to see what came up with that, if that's available. Do
3 you know?

4 MR. COOPER: It is. It's a public document.
5 I'm having copies made. Does someone from the RAB want
6 a copy of the Fill Site 6A Cultural Landscape Report?

7 MR. KERN: I would certainly like to see that.

8 MS. TRIGIANI: Is that only in hard copy?

9 MR. COOPER: It's only in hard copy, yeah.
10 Because it has a lot of pictures and photos and
11 foldouts.

12 MS. CLEEK: How many pages?

13 MR. COOPER: I would estimate it at about 60
14 pages long, total.

15 MS. CLEEK: Can you bring one to the committee
16 meeting?

17 MR. COOPER: Sure. We could pass it around.

18 MS. BLUM: Maybe you could get two or three and
19 pass them around?

20 MR. COOPER: It's just a matter of making
21 photocopies.

22 MR. BERMAN: There will be one available in 34.

23 MS. BLUM: But then you sit there in an office.

24 MR. BERMAN: Yeah, but there's no one looking
25 over your shoulder.

1 MR. COOPER: I will bring a couple of copies to
2 the committee meeting this month.

3 MR. KERN: I'd like to thank you for your
4 patience tonight with our attempt at organizing. We
5 will continue that at the committee meeting coming up.

6 MR. BUDROE: I have one question for Craig.
7 Are the documents that are put out generally put on the
8 Presidio website anywhere?

9 MR. COOPER: No. Things that are put on our
10 website have been documents that go under big-ticket
11 documents that are undergoing public comment periods.
12 So, for example, in the last RAP I was able to get at
13 least the proposed plan. I think I got that on our
14 website. Which isn't the actual document, it's not the
15 draft RAP. But maybe, if I'm really good, for our next
16 Public Comment Period on RAP 3, we'll be able to post
17 the Draft RAP on our website. But things like this
18 Cultural Landscape Report, it's not undergoing public
19 comment, it's just being reviewed by the State Historic
20 Preservation Officer and other folks like that. So no,
21 it's just a hard copy. This would be tricky. We'd have
22 to PDF it.

23 MR. BUDROE: I was just wondering if that would
24 be of interest to people that can't necessarily get to
25 the Presidio to see the documents when the notices go

1 out. That's something that I know a lot of State
2 agencies are going to their -- and it's pretty much put
3 out like that anymore. (INAUDIBLE) being on their
4 website.

5 MR. COOPER: I'm going to try to do that for
6 our next Public Comment Period, is in addition to the
7 proposed plan being posted on the website, put the draft
8 RAP. Of course, it has to be the RAP that's going to be
9 huge, but let's see if I'm able to pull that off this
10 time. I'm going to call up Mactec.

11 MS. BLUM: So it wouldn't be possible to add it
12 and then you just send us the address this time? Would
13 that work? Just scan it in and you send us the address
14 and tell us --

15 MR. COOPER: You mean for the Fill Site 6A
16 Cultural Landscape report?

17 MS. BLUM: Yes.

18 MR. COOPER: I could check into that. Have it
19 scanned in PDF and post it on --

20 MS. BLUM: You just send us the address. You
21 don't have publish it.

22 MR. COOPER: If it's small enough, I can just
23 E-mail it to you.

24 MS. CLEEK: It does exist in electronic format
25 somewhere, right?

1 MR. COOPER: Well, the text certainly does, the
2 analysis. But there's -- well, when you see it you'll
3 understand. There's like old Army photographs from 1880
4 that are hard copies and, obviously, those would have to
5 be scanned in PDF before you'd be able to look at them
6 in an electronic format.

7 MR. KERN: Are there any other comments or
8 announcements?

9 MR. BERMAN: I have a question that's been
10 puzzling me and I don't know whether it's an issue for a
11 committee meeting or whether the insurance subgroup has
12 looked at this or whether it's just a quick answer. I
13 was examining some of the conditions of responsibility
14 for hazardous waste and I discovered that communities
15 resist having hazardous waste dumps in the cities or in
16 towns and I'm trying to find out the reason behind this.

17 It was explained to me that the way the law is
18 written, that the ultimate responsibility for the waste
19 remains with the person that owns the waste in the
20 beginning. And so that if the waste is -- if the waste
21 that the Presidio sends off to -- let's say it's a river
22 waste and it's sent off to a Class 1 site and there's an
23 earthquake at the Presidio, it's not just the people
24 that own that site that is responsible, but the Presidio
25 is responsible for the consequences. I understand

1 that's the way the law is.

2 So since the Presidio is a government organization,
3 it's kind of hard to sue them. But in a sense, there
4 may be some planning and a possibility of suit and a
5 possibility of financial responsibility associated with
6 that.

7 MR. COOPER: Absolutely.

8 MR. BERMAN: I was just wondering whether in
9 some sense that's an insured event?

10 MR. COOPER: You're bringing up a really good
11 point. So just real briefly, any party that sends waste
12 to a landfill and whether the landfill is in compliance
13 at the time the waste is sent doesn't matter. If that
14 landfill eventually goes out of control and starts
15 leaking and it becomes a public health threat and the
16 owner of the landfill can't fix it themselves using
17 environmental laws that regulate landfills, and let's
18 say the landfill owner goes bankrupt or just the
19 problems at that landfill just spin out of control and
20 become so expensive, then regulators have the right to
21 not only enforce against the owner of the landfill, that
22 part of the company, but all the parties that sent waste
23 there could become PRPs to clean up that Landfill. And
24 that means the Presidio Trust could become a PRP at all
25 of these landfills that we are sending waste to.

1 So it's a big consideration. But with one caveat
2 here, we bought Landfill insurance as part of our -- not
3 the remediation stop loss, our unknown contamination
4 insurance. We have an endorsement for landfill
5 insurance up through the year 2013. So that means if we
6 get named as a PRP at Kettleman let's say, that
7 Zurich -- theoretically, I could make a claim and I
8 would get a letter from DTSC saying, you're one of 3,000
9 PRPs at the Kettleman Landfill and you've got to pay
10 your share to fix Kettleman, I could make a claim
11 against my landfill insurance with Zurich and say, "Hey,
12 reimburse me or pay the Presidio Trust's share." But
13 that insurance only lasts -- it expires in the year
14 2013, as you know. To get another 10 years I would have
15 to buy more landfill insurance.

16 MR. SUTTER: What are the limits on that
17 coverage?

18 MR. COOPER: That's not redacted information.

19 MR. SUTTER: It is or it isn't?

20 MR. COOPER: That's a good question. It's up
21 to the limits of the insurance, too. But that's a good
22 point. Zurich would cover the Presidio Trust only up to
23 the -- if DTSC or the Federal EPA says Presidio Trust's
24 share to fix Kettleman is \$1 million and I've only
25 purchased \$100,000 worth of landfill insurance, there's

1 \$900,000 that the Trust would have to fund on its own.

2 MR. KERN: If it's a big item, it's worthy of
3 its own agenda item and not at the end of a meeting, so
4 I don't know if you partially got an answer, but we
5 could put it on as an agenda.

6 MR. BERMAN: I thought the insurance
7 subcommittee might look at that, because that's actually
8 a piece which could be valuable to understand. Because
9 there is always the potential of a seismic event
10 occurring. It's not only a responsible act, but it's
11 also terrorism and other things that you might think
12 that could occur. The question is, is the insurance
13 going to cover all that?

14 MR. COOPER: That's a good question. With
15 respect to earthquakes and terrorist attacks at
16 landfills, I don't know how the regulatory agencies
17 handle that and I don't know how the insurance kicks in
18 on that.

19 MR. BERMAN: I don't want an answer now. I
20 just thought that --

21 MR. KERN: I've got it down.

22 MR. BERMAN: -- maybe at some committee
23 meeting, and I'm not saying at the next one, but
24 downstream, it's one which could be pertinent for us to
25 understand where the cost might go.

1 MS. SEGAL: Are we on Item 9?

2 MR. KERN: Yeah, we're closing.

3 MS. SEGAL: We're talking about the committee
4 meeting agenda?

5 MR. KERN: Sure.

6 MS. SEGAL: Are we? Well, I would suggest
7 under seven, potential projects and issues that you had
8 raised and listed, if we could have a committee meeting
9 or take the time, sort of like 15 minutes at a committee
10 to get flip chart paper for those seven items and maybe
11 additional ones people have other than what's already
12 been raised and just try and bullet issues particular to
13 those seven items so that we know or get a sense of what
14 people are concerned about. For example, under
15 insurance, the kind of thing that Sam just mentioned
16 might be listed there. I think I need a better sense of
17 those seven items.

18 MR. KERN: Great. I've got that down.

19 MR. SUTTER: Just a comment in response to
20 Sam's question. As I recall, in both the policies, the
21 environmental policies and Stop Loss policy, the limits
22 and deductibles that's redacted information. This is
23 part of that overall issue that we have to resolve as
24 far as how we get this information.

25 MR. KERN: Very good. Other items tonight?

1 Very good. Thanks for coming out tonight.

2 Without objection, the meeting is adjourned.

3 (Whereupon, the meeting adjourned at 9:51 p.m.)

4 ---oOo---

5 RAB MEMBERS

6 Jerry Anderson

7 Sam Berman

8 Jan Blum

9 Bob Boggs, DTSC

10 John Budroe

11 Karen Cleek

12 Tony DiStefano

13 Doug Kern

14 Gloria Gee

15 Julian Hultgren

16 Jack Luikhart

17 Jan Monaghan

18 Peter O'Hara

19 Michelle Passero

20 Jim Ponton, Regional Water Board

21 Sara Segal

22 David Sutter

23 Mary Trigiani

24 Brian Ullensvang, Park Service

25 Tracy Wright

1 Gloria Yaros

2 Mark Youngkin

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PRESIDIO RESTORATION ADVISORY BOARD MEETING

CERTIFIED COPY

REPORTER'S TRANSCRIPT OF PROCEEDINGS

TUESDAY, FEBRUARY 10, 2004

OFFICER'S CLUB, BUILDING 50

PRESIDIO, SAN FRANCISCO, CALIFORNIA

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Doug Kern, Facilitator
Peter O'Hara
Craig Cooper
Chris Nelson
Jim Ponton
Mark Youngkin
Tony Di Stefano
Jerry Anderson
Sara Segal
Julie Cheever
Gloria Gee
Karen Cleek
Sam Berman
Jan Monaghan
Julian Hulgren
John Budroe
Gloria Yaros
George Dies
Michelle Passero
Jan Blum
Brian Ullensvang
Mary Trigiano

Public:

John Catts

BE IT REMEMBERED that, pursuant to Notice of Notice of the Meeting, and on February 10, 2004, at the Officer's Club, Building 50, Presidio of San Francisco, California, before me, MARK I. BRICKMAN, CSR No. 5527, State of California, there personally commenced a RAB Meeting under the provisions of the Presidio Trust.

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AGENDA

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- 4) Committee business & Reports
 - A. Planning Committee Reports: 4
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- 5) Reports & Discussions
 - A. Landfills 8 & 10 Feasibility Study: 57
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- - -

1 MR. KERN: Good evening, everyone. This
2 is the regular scheduled meeting of the Presidio
3 restoration Advisory Board. Welcome everyone, welcome
4 to Presidio Trust, the contractors national park
5 service, our regulatory community, our community RAB
6 members. Good to see you here again tonight, and any
7 members of the public that are in the audience, thank
8 you for being with us tonight.

9 Does everyone have an agenda? And are
10 there any changes, additions, modifications? Pretty
11 packed agenda, so we'll -- we're likely going to have
12 quite a bit of things to go through, so I'll be
13 actively facilitating them.

14 If you start to speak for a long time,
15 I'll give you the time out sign.

16 Any announcements? Old business, things
17 of that nature?

18 Seeing none, we're flying through the
19 agenda. Let's go to Mark and the Planning Committee
20 report.

21 MR. YOUNGKIN: The Planning Committee
22 met on January 27th of this year. We started out by
23 having a discussion of some of the funding issues
24 around restoration of remediation sites. It was
25 chaired by Jan Blum. It was an interesting discussion.

1 It didn't last very long, and then we
2 went on to landfill 8 and 10 data reports, and we had a
3 pretty long discussion on that about the new data
4 report on that.

5 Some of the issues involving groundwater
6 and stuff like that, and we're going to hear more about
7 that tonight. Chris Nelson has a presentation.

8 And then we moved on to Mountain Lake
9 project. We had an update on that, a discussion on
10 that, and it was decided to proceed with the letter,
11 and Doug's been working on that, and that's coming up
12 in a couple topics, too.

13 We ended up with a fairly brief
14 discussion of the insurance issue, and we had -- Dave
15 Sutter had brought a draft copy of a letter to discuss
16 and Doug had brought a draft copy, and didn't really
17 get those two meshed together very well, so we kind of
18 decided to go ahead with the FOIA request, so that's
19 the next topic coming up after that.

20 Our next meeting is at March -- February
21 24th, the fourth Tuesday of this month.

22 Thank you.

23 MR. KERN: Very good.

24 Questions?

25 Item 4B, back to you.

1 MR. YOUNGKIN: So okay. So after the
2 committee meeting, we worked up a rough -- I worked up
3 a rough draft of a FOIA request using the guidelines of
4 the Presidio Trust, sent it out to Jan and got some
5 response back from Jan Monaghan and Karen and Jerry,
6 and then sent around a second draft not too long ago,
7 and it seemed like the process is fairly simple.

8 The burden is basically put on the
9 agency. The -- the letter is fairly straightforward,
10 and so I brought some copies of the final draft we came
11 up with.

12 If anybody didn't get a chance to look at
13 it. Everybody get a chance to see it on the -- on the
14 web?

15 MS. PASSERO: I probably need a copy of
16 the final.

17 MS. SEGAL: The last copy that you sent?

18 MR. YOUNGKIN: This is the last copy.

19 MS. BLUM: The second draft?

20 MS. SEGAL: Second draft young?

21 MR. YOUNGKIN: If you'll just pass them
22 around.

23 And so there was some discussion about
24 whether the RAB files of the FOIA request -- you know,
25 why am I basically signing it as an individual?

1 It's my understanding that it's basically
2 a file that's an individual. In other words, the RAB
3 is really not a legal entity that would file a request
4 like that.

5 So it's basically just put under my name
6 as an individual, and then I basically brought signed
7 copies and I'm ready to hand them to the agencies if no
8 one has any objections to that.

9 MS. MONAGHAN: Go baby.

10 MR. KERN: Do we have to send you a
11 Freedom of Information Act if you get a document or --

12 MR. YOUNGKIN: You know, I couldn't
13 really go through all that on my own. I'm not really
14 sure. I assume that it's a public document once it's
15 released. I mean, I'm not planning on
16 distributing it to anybody who would ask for it, but I
17 - that would be something we'd have to talk about.

18 MR. BERMAN: Should the letter be
19 addressed to -- to Craig Cooper or to Craig Middleton?

20 MR. YOUNGKIN: I put the FOIA office
21 care of Craig Cooper.

22 MR. COOPER: Okay.

23 MR. YOUNGKIN: So the guidelines said
24 send it to the FOIA office.

25 MR. COOPER: That's right. That's

1 correct. whatever the guidelines, whatever the website
2 says.

3 MR. YOUNGKIN: Basically you specify the
4 documents you want. You don't really even have to say
5 why you want them.

6 MR. BERMAN: Right.

7 MR. YOUNGKIN: The burden's on the
8 agency to send them.

9 MR. COOPER: Right.

10 MR. YOUNGKIN: As suggested by Craig, I
11 went ahead and put in some paragraphs about why we want
12 it just to explain it and clarify it, but it's a fairly
13 simple format. It's pretty straightforward.

14 MR. KERN: So shall we --

15 MR. YOUNGKIN: I don't think it needs a
16 vote or anything.

17 MR. KERN: Should we vote or just --
18 it's basically you as an individual. Jerry?

19 MR. ANDERSON: I think it would be
20 comforting maybe, Mark, to just pass the vote saying we
21 support his views.

22 MR. KERN: It sounds like a good idea.

23 MR. ANDERSON: And I so move.

24 MR. DIES: Second.

25 MR. KERN: Any discussion?

1 All in favor of the motion as stated,
2 which is in support of Mark to send this letter of the
3 Freedom of Information Act requesting insurance
4 policies and other documents, all in favor, say aye.

5 (Unanimous vote in favor)

6 MR. KERN: Opposed? Motion carries.
7 Very good.

8 So after many months of deliberation, we
9 move ahead.

10 Thank you very much, Mark, and the people
11 that submitted comments and worked with you on getting
12 that to go.

13 Item 4C -- yes, Craig.

14 MR. COOPER: Can I say something really
15 fast on the FOIA?

16 MR. KERN: Yes.

17 MR. COOPER: Mark, if the FOIA officer
18 calls you and asks you questions or, you know, if you
19 feel like you're not getting good service from the FOIA
20 office, just, you know, feel free to call me and see if
21 I can help get it processed.

22 MR. YOUNGKIN: Okay.

23 MR. COOPER: And I actually bumped into
24 him today and told him that this letter is coming, and
25 he explained to me the processes that he'll go through

1 and I can tell you what he told me or --

2 MR. KERN: Please.

3 MR. COOPER: -- we can -- so he said
4 that he would check the letter for completeness. I
5 guess he's pretty strict about that it's -- there are
6 certain things you need to say in this letter to quote
7 FOIA correctly, and if you don't get it right, he'll
8 just, you know, give you a call and tell you how to
9 resubmit the letter.

10 MR. YOUNGKIN: Okay.

11 MR. COOPER: But hopefully it sounds
12 like you've already -- a lot of people send in a letter
13 without even checking the website, so it sounds like
14 you checked the website, so that shouldn't happen,

15 And then we take a look at the letter and
16 see what you're asking, and if it's what we think
17 you're asking for, there's another party involved, you
18 know, that is involved in the redacted information.

19 So we would forward the request to Zurich
20 and say we recommend -- you know, here is a Freedom of
21 Information Act request, you know. We recommend
22 unredacting all of the information or unredacting half
23 of it -- I'm not too sure what we'll say about that;
24 I'll have to check with my legal counsel -- and then
25 Zurich responds to our request to release the

1 information, and depending on what they say, we can
2 either agree or disagree, and if we agree, we send you
3 the information that we feel should be unredacted.

4 If we disagree, then there's a dis -- you
5 know, there's a dispute process that can happen between
6 Zurich and the trust, and then once we send you the
7 information, then there's an appeal process that you
8 guys can follow.

9 So -- there you have it. Yeah.

10 MR. KERN: Please.

11 MR. DIES: Do we find out if you and
12 Zurich failed to agree?

13 MR. COOPER: Yes. Yeah. I think
14 there's certain timeliness requirements under FOIA that
15 we have to --

16 MR. DIES: They're very small.

17 MR. COOPER: We have to get back to
18 you --

19 MS. SEGAL: Thirty days.

20 MS. MONAGHAN: Twenty days.

21 MR. COOPER: We have to respond.
22 Exactly.

23 MS. SEGAL: All you have to do is say we
24 received your letter. Thank you very much.

25 MR. COOPER: If someone's worked for the

1 Federal Government there. So we have to say that we
2 received your letter and working on it, so I meet with
3 you guys twice a month, so I'll give you updates about
4 how it's going with Zurich and so on.

5 And also there is a portion of this
6 person -- the FOIA officer, it's the first time I
7 talked to him in detail. He seems to be very rigorous
8 about the rules, and there are FOIA fees that could be
9 involved here, and let me know --

10 MS. SEGAL: Did you ask for it to be
11 waived?

12 MR. COOPER: Yeah. You might --

13 MS. SEGAL: You should ask for it to be
14 waived.

15 MR. COOPER: Yeah.

16 MS. MONAGHAN: We did.

17 MR. COOPER: You did? See, I haven't
18 seen the letter. Good. And let me know how he
19 responds to that, and then we can have a conversation
20 about that, also.

21 I told him what my opinion was, and he
22 didn't share my opinion, but we'll see -- let's just
23 see how it goes.

24 MR. KERN: Do you have a feel for what
25 the fees are, what the magnitude of the fees would be?

1 MS. SEGAL: By page.

2 MR. COOPER: It's by page, and there's a
3 fee by hour for search time and stuff, but we know what
4 the document is, but I think according to him we can
5 also charge him for our negotiation time with Zurich.

6 So I -- I don't even want to go there. I
7 just wanted to alert you to this guy seems to be pretty
8 by the book, and -- so just let you -- mostly to Mark.

9 Mark, let me know if he, you know,
10 informs you of any fees. Just let me know about that
11 and we can have a discussion about it and I'll see what
12 I can do.

13 MR. KERN: Jerry.

14 MR. ANDERSON: It would seem to me that
15 as a public agency, the trust has an obligation to
16 comply with the Freedom of Information Act, and ought
17 to be beholden to an outside commercial interest to
18 make that decision for them.

19 MR. COOPER: What do you mean "outside
20 commercial"?

21 MR. NELSON: Zurich.

22 MR. COOPER: Well, that's -- they have
23 a, you know, right under FOIA for confidential business
24 information. That's a right that they have under the
25 Freedom of Information Act.

1 MR. ANDERSON: well, they may claim
2 that, and if they could support it, we --

3 MR. COOPER: Right. They have to
4 support it. They just can't write us back and say, you
5 know, no, we don't want that information released.
6 They have to explain the reasons why and provide the
7 rationale why.

8 MR. ANDERSON: I still don't understand
9 why that's not their responsibility.

10 why is it your responsibility to
11 negotiate anything with them?

12 MR. COOPER: well, it is Zurich's
13 responsibility to explain to us why this information
14 needs to be withheld.

15 MR. ANDERSON: why is it the trust's
16 responsibility to negotiate anything with Zurich?

17 MR. COOPER: well, maybe negotiate was
18 the wrong word. Yeah.

19 MR. ANDERSON: If Zurich makes a request
20 of you to not release it, then you can respond to that,
21 but --

22 MR. COOPER: Right.

23 MR. ANDERSON: -- it seems to me it's
24 not up to you to initiate that.

25 MR. COOPER: well, no. The rules are

1 we -- we first send -- you know, we initiate it with
2 zurich and we wait for them to respond either yes or
3 no, it's okay to release this information, and then we
4 respond.

5 MR. ANDERSON: Is that an FOIA --

6 MR. COOPER: Yeah.

7 MR. ANDERSON: -- rule?

8 MR. COOPER: That's the way the rule
9 works.

10 MR. ANDERSON: That's the way the trust
11 works or --

12 MR. COOPER: That's my understanding of
13 the act is we have an agreement with this third party
14 as a federal agency not to release that information
15 right now.

16 So FOIA says if you have an agreement
17 with a third party not to release information, you need
18 to get that third party's permission to release it.

19 And -- and again, we don't necessarily --
20 if we feel like it's time to release this information
21 and zurich doesn't, you know, there's -- we can, you
22 know, fight it out.

23 Negotiate may not be the right word.
24 I'll talk to the FOIA officers about what the right
25 word is. He talked about -- there was a -- there's a

1 dispute resolution process that the trust and Zurich in
2 this case would follow to solve that problem if there's
3 a disagreement.

4 MR. KERN: George, and then we'll come
5 back.

6 Did you --

7 MR. CATTS: Yeah. I might want to add
8 something here. It's not my decision to release the
9 files or not, but -- and the agreement that the trust
10 not release this information is really contrary to
11 FOIA.

12 It's really confidential business
13 information because Zurich doesn't want this
14 information to get to their competitors. It's not that
15 they don't want people here to see it. It's they don't
16 want the premiums and the limits and that kind of
17 technical information to get to their competitors so
18 that everybody knows their pricing. That's kind of
19 what's driving the whole thing.

20 But the agreement to not release this
21 information certainly predates Craig's and my time and
22 it's a decision that hopefully Craig can reach with --
23 with Zurich, but I also wanted to mention that last
24 meeting you were discussing quite a bit of specific
25 information about the real estate environmental

1 liability policy, and I was fairly certain when you
2 were discussing it that information was redacted, and I
3 looked at the policy when I got home, and a lot of that
4 information is not redacted on that policy.

5 You were talking about limits and things
6 like that, and that's all in the copy that's in the
7 Presidio library, so --

8 MR. KERN: I think somebody came back to
9 me with that, so I think -- yeah.

10 MR. CATTS: Okay.

11 George.

12 MR. DIES: Just point of clarification.
13 I'm sorry I didn't respond by comment, but you have
14 DTSC as both an addressee and a cc. It's one or the
15 other.

16 MR. KERN: Jan.

17 MS. BLUM: I had a little trouble
18 following the very last par -- big paragraph, and it's
19 only because there was a period missing on the prior
20 paragraph.

21 "So according to Presidio Trust and
22 Zurich Insurance Company (reading too quickly) remain
23 confidential with FOIA," blah-blah-blah. At the very
24 end of that paragraph, Mark, it's missing the period.

25 Thank you.

1 MR. KERN: Dotting the I's and crossing
2 the T's.

3 Any other -- any other comments?

4 MS. SEGAL: I don't want to belabor
5 this, but I think the -- the paragraph that explains
6 why Mark should not be charged for this under FOIA
7 makes the -- gives specific reasons, which is probably
8 on the website, of why we shouldn't be charged, but it
9 doesn't actually say, and therefore we request that we
10 not be charged.

11 MR. YOUNGKIN: Actually in the original,
12 it said -- asked for a waiver of fees, and then there
13 was a discussion about why make that an issue and maybe
14 stall the whole process, just talking about fees.

15 MS. SEGAL: It's pretty perfunctory.
16 They'll look and see why and who we -- I mean, I think
17 your paragraph actually sort of gives the reasons why
18 there should be a waiver, but it doesn't specifically
19 ask for one.

20 You know, if you want to submit it like
21 that, that's fine.

22 MS. MONAGHAN: We'll pass the hat.

23 MR. KERN: Well, let's -- I tend to
24 agree, though. If somebody is going to charge this
25 group for something that we've spent hundreds of hours

1 discussing, let somebody charge us, basically at this
2 point.

3 It would be silly, but I think after so
4 much time, I think the general idea is well-known
5 what -- it should be sort of silly to charge us,
6 really.

7 MS. SEGAL: But I don't think -- the
8 FOIA officer is not looking at that. The FOIA officer
9 receives the request, follows the rules and --

10 MR. KERN: I know, but hopefully there
11 will be information passed back and forth.

12 MS. SEGAL: Fine.

13 MR. COOPER: Right.

14 MR. KERN: Okay. All right. We're
15 counting on Craig to deal with that.

16 MS. SEGAL: Another burden for Craig.

17 MR. KERN: Thanks for all the work.

18 MS. SEGAL: Thanks, Mark.

19 MR. KERN: I think we already did.

20 Thanks.

21 We're moving on to item 4C.

22 And what happened here is at our last
23 committee meeting, we discussed Mountain Lake again and
24 where we were and it felt like the time was right to
25 move ahead on some additional items with the

1 resolution.

2 So Michelle was kind enough to take a
3 stab at a first letter. In addition, she also
4 investigated some of the people that we should contact.

5 Did you want to talk about it a little
6 bit?

7 MS. PASSERO: Sure.

8 MR. KERN: And I -- I have the letter
9 here.

10 MS. PASSERO: Okay. Yeah. I forgot to
11 bring you a copy, but I spoke to someone that I work
12 with in the Senate, Senate staff person, and said he
13 recommended that we make a formal request to the chair
14 of the subcommittee that's in charge of Caltrans
15 budget.

16 So the -- the letter invoked sort of a
17 standard format that as far as when we're appealing to
18 legislators on certain issues, you know, pertinent
19 information about who you are, what you want, what the
20 problem is and what you want them to do it about it, an
21 that's in a nutshell what the format is.

22 Senator Burton will be cc'd. We also
23 could write a letter independently to him, as well, if
24 we wanted to do that.

25 And as far as when these committee

1 hearings are going to take place, some will start in
2 February and then others will be in March for the
3 Senate subcommittee that works on the Caltrans budget,

4 And so time is of the essence if we
5 actually want to maximize our chances for actually
6 getting a hearing on this issue, and so the sooner
7 we're able to get the ball rolling and educating the
8 appropriate people, the senators, the staff people and
9 other assemblymen and assemblywomen, too, the better
10 our chances are on this.

11 So we can submit the letter and then
12 follow up. There's a whole nother course of action
13 that needs to be done with follow-up, and I'm happy to
14 type that up and circulate it to people, but there will
15 be follow-up calls, people through meetings and hearing
16 actually be a part of the hearing process, as well.

17 So that's it in a nutshell.

18 MR. KERN: Very good. So we have --
19 we've created this letter and we've passed it around
20 via e-mail and received a lot of comments from
21 different folks and tried to incorporate as best as
22 possible some of those comments today.

23 So you might take a look at it and given
24 the -- the time. We can look at this letter, and also
25 we should, you know, open the floor a little bit to

1 discussion of whether this is the best course of
2 action.

3 I know I've gotten some comments from
4 some folks should we wait and do something else?

5 So I don't want to spend a huge amount of
6 time on this, but I'll give you a chance read the
7 letter if you haven't and then we'll talk about that
8 and other issues.

9 MS. MONAGHAN: Are we going to have an
10 opportunity for each person to sign this letter or --
11 on behalf of us and list all of our names so we know
12 it's just not Mark?

13 MR. KERN: That's a good idea. It seems
14 like we could all put our names on the letter.

15 would that -- that be appropriate?

16 MS. PASSERO: I think that would be more
17 powerful, so --

18 MS. MONAGHAN: Does it make any
19 difference to them where we all live? we could put our
20 names and addresses on it and attachment or something
21 or attach the roster. Because they're probably looking
22 for distribution.

23 MR. O'HARA: California, at least.

24 MS. PASSERO: That might not be as
25 important. We can certainly add it, but I think in the

1 letter we at least tried to indicate that we represent
2 a wide range of people from Northern California, and in
3 trying to appeal to them, I think some of the key notes
4 we want to hit are that we are California residents.
5 You are representing Californians --

6 MS. MONAGHAN: Mm-hmm.

7 MS. PASSERO: -- and therefore we are
8 your constituents. You need to pay attention to us.

9 MS. MONAGHAN: Okay.

10 MS. PASSERO: But, you know, either way.
11 But I think it's a pretty good idea to have everybody's
12 name underneath it.

13 MR. KERN: Jim.

14 MR. PONTON: Jim Ponton with the Water
15 Board. I'd just like to correct -- I think it's the
16 third paragraph, the fifth sentence where it says: "To
17 date efforts by Presidio Trust and by the agencies to
18 secure financial assistance have failed."

19 When I met with Caltrans back in
20 September, it was with the intent to bring the parties
21 back together to talk about the issues.

22 Never talked about financial assistance.
23 That was summarized in a letter that was sent and cc'd
24 to the RAB, as well.

25 So that's not correct as it's written, so

1 I suggest that's changed.

2 MS. SEGAL: Yeah.

3 MS. PASSERO: And that's fine. I don't
4 know as much of the factual information as other people
5 in the group, so --

6 MR. PONTON: I have a copy of the
7 letter.

8 MS. SEGAL: Do you have a copy of the
9 letter?

10 MR. PONTON: Yeah.

11 MR. BERMAN: As long as we're talking
12 about that, I -- I was just -- maybe Craig can give a
13 clarification.

14 George at the committee meeting said that
15 right now that they and Caltrans were in discussions
16 concerning Doyle Drive and -- and other aspects of
17 connection -- connecting Caltrans right-of-ways with
18 the Presidio, and the Presidio apparently has a pretty
19 iron hand on -- on all of that -- that Caltrans would
20 like to do, and that I didn't know anything about that
21 and I was pretty much feeling pretty good about the
22 letter until George mentioned that, and it seemed to me
23 that -- that as part of that negotiation between
24 Presidio -- the trust and Caltrans, that because
25 caltrans wants something from the trust, the trust is

1 now in a very unique position that's almost unheard of
2 of having the ability to put pressure on Caltrans.

3 This sounds to me like an -- in my naive
4 fashion as a much better route to go than this letter
5 and the pressure to have Caltrans just acknowledge that
6 they have a -- a responsibility, because that's a
7 precedent setting situation for Caltrans.

8 And if -- if I were working for Caltrans,
9 I would fight this to the bitter end because this opens
10 the doors for all kinds of -- of responsibility, and it
11 would seem to me that it's much better to negotiate
12 something with Caltrans where they never have to
13 actually publicly or through legislation admit that
14 they have this responsibility, and -- and the -- the
15 various rulings on -- on what Caltrans can dump are
16 pretty clear.

17 I mean, they haven't violated any law
18 by -- by sending that effluent into the -- into the
19 region that eventually got to Mountain Lake.

20 So they haven't violated anything, and
21 they're given exclusions in order to do that, and to
22 set a precedent on this seems to me to be really a
23 tough way to go.

24 So my -- my inclination is to find out
25 whether the trust is -- I mean, they're in a position

1 now to negotiate something with Caltrans because this
2 is some -- something they want. So if the -- if the
3 trust wants money for -- for something like a
4 contribution into the cleanup for Mountain Lake, this
5 ought to be an item in that negotiation, and I just
6 feel that that's a heck of a lot better way to go than
7 trying to force Caltrans to admit responsibility.

8 And even if it's not an admission of
9 responsibility, it opens the doors for others to -- to
10 fight Caltrans on -- on their effluents.

11 MR. KERN: Craig --

12 MR. YOUNGKIN: Okay.

13 MR. KERN: -- and a couple more
14 comments, John and Michelle.

15 MR. COOPER: You're right. We have
16 the -- the Presidio Trust has a laundry list of issues
17 that we want to talk to Caltrans about, and you're
18 right, Caltrans wants, you know, something from us.

19 To say we're in negotiations right now I
20 think is not quite right, but there's, you know, a lot
21 of issues on the table right now that need to be
22 discussed.

23 But in that process -- and that process
24 will take its course as negotiations between two
25 government agencies.

1 I thought this letter was an opportunity
2 for the -- for the people to speak, you know, and not
3 about whether the trust is going to be successful or
4 not or the regional board or whatever.

5 This is about the people, and I think you
6 guys going ahead and writing this letter is your
7 opportunity to vent your frustration, to -- you know,
8 talk to your, you know, elected officials, and if it
9 trickles down to Caltrans and puts a little bit of heat
10 on them saying hey, you know, this is -- there's --
11 there's a group of people that -- that are watching you
12 and this is important to us, I -- I personally don't
13 see a problem with it.

14 And if -- with respect to the precedent
15 setting action, I mean, parties all the time can
16 negotiate a settlement and make it clear that they're
17 not -- that they're settling X and not Y. You know
18 what I mean? There's ways to work around that.

19 Caltrans attorneys are very, I'm sure,
20 adept at working around ways to settle on something and
21 making it clear that they're not settling on their
22 storm drains, per se, if you're -- if you're
23 understanding where I'm coming from.

24 So that's my opinion on that.

25 MR. KERN: John.

1 MR. BUDROE: Okay. Minor points. Mark
2 Leno ought to get cc'd on that letter, also, and I
3 would suggest that if and when this letter gets mailed
4 out to Joe Dunn that a courtesy phone call go out to
5 both Burton's office and Leno's office before the
6 letter gets sent. That would go a long way toward
7 smoothing their feathers and getting their cooperation.

8 The larger point, not ranking them, and
9 either way, I agree with Craig. Whatever negotiations
10 or discussions or whatever are going on over Doyle
11 Drive has got nothing to do with Mountain Lake, and,
12 you know, Caltrans may or may not be strictly legally
13 liable for Mountain Lake, but this is your opportunity
14 to get in and get it -- if they have a practical
15 responsibility, to get something done about it.

16 It all comes down to money, and it's the
17 Assembly that starts the ball rolling as far as
18 appropriating the money to do something.

19 Now we're not strictly liable, but we
20 want you to do this, so boom. Here's a chunk of cash,
21 make this happen, you know, and this letter is
22 essentially starting the ball rolling in that process.

23 Now, if you don't do it now. If you hold
24 off and wait until whatever negotiations roll around,
25 we're going to lose this opportunity. You got to start

1 this now. In fact, it's already getting late in the
2 game. So you either do it now or you give up on it.

3 MR. BERMAN: Well, there's always next
4 year. The budget is not a budget for infinity.

5 MR. BUDROE: You're going to lose --
6 you're going to lose one of your major players. You
7 got a senator of influence right now in the Senate.
8 He's going away. So your ability to get this done in
9 all probability is going to be greatly reduced next
10 year.

11 MR. KERN: Michelle and then Jerry.

12 MS. PASSERO: Just part of the
13 background. The hearing is actually just a hearing.
14 It's not going to -- the likelihood of it actually
15 turning into legislation is extremely slim.

16 It's actually just sort of the venue
17 to --

18 MR. BERMAN: Vent.

19 MS. PASSERO: -- explain the situation
20 and educate them, and -- and if we are insinuating here
21 that -- and maybe we are indirectly, but basically
22 we're asking them for a financial contribution or
23 that's what we want in the end, but not necessarily
24 blaming them or forcing them to take responsibility,
25 and that's something that I hope is not -- that point

1 is not coming through in the letter.

2 More or less we're trying to drive home
3 the point of we just want you to contribute, and so
4 then we're trying to enlist the help of legislators who
5 would care about this area to actually get to the
6 bottom of the issue and maybe apply some pressure and
7 perhaps earmark some funding for this to happen, you
8 know, in what may be, you know, part of their budget.

9 So that would be part of a favorable
10 outcome, and we may not even get a hearing on this
11 issue. It may just start a phone call process and
12 other discussions for other political reasons.

13 So that would be the point, but if there
14 is -- certainly if there's certain words that can be
15 changed, you know, that reflect sort of what we're
16 asking for instead of trying to point the finger, you
17 know, we can do that in the letter, too.

18 MR. KERN: Jerry.

19 MR. ANDERSON: It just occurs to me that
20 worst things could happen than to have Caltrans develop
21 an environmental sensitivity in other contexts in
22 addition to this one.

23 MR. KERN: Other comments on this letter
24 or the process?

25 I appreciate Sam bringing up, you know,

1 your points. It's worthwhile considering all the
2 angles.

3 I think there have been some
4 frustrations. There have been a lot of effort put in
5 by the different agencies, so here is -- here's our
6 shot, as Craig was saying, to make a voice heard.

7 Jerry and then Jan.

8 MR. ANDERSON: With respect to Jim
9 Ponton's comment, if you just eliminated the word
10 "financial" in that sentence, would that make it
11 acceptable?

12 MR. PONTON: Just so you all know, I
13 brought the gist -- the let -- my letter and the gist
14 of it is that I -- as Michelle pointed out, you say who
15 you are, what the problem is and what you want done,
16 and I introduced who I was. I was the project manager
17 for the Water Board for the Presidio and I wrote, I
18 mentioned that the purpose to Caltrans was twofold.

19 First was to introduce myself, re-
20 introduce the project and update Mr. Yan, who's the
21 gentleman I met from Caltrans, on the significant
22 community concerns regarding the storm line,
23 configuration relative to Mountain Lake.

24 And the second objective was to request
25 that a structured open discussion be reinitiated

1 between the appropriate technical staff at the trust,
2 the park service and at Caltrans; not including the
3 water Board, not including DTSC, because they get
4 together and they talk about the problems and what the
5 issues are.

6 And I said that -- and I went on to say
7 that "as I've mentioned community members are concerned
8 and they're frustrated with the progress to date -- to
9 date towards cleanup, and I" -- that Mr. Yan and I both
10 agreed in the near-term, structured meetings should be
11 held between the parties, the trust, Caltrans and park
12 service.

13 At a minimum, the meetings should include
14 a discussion of feasibility of rerouting the storm
15 water configuration or outfalls that originate at
16 Highway 1 away from that lake.

17 "Furthermore, it's staff's understanding
18 that certain aspects of Mountain Lake restoration may
19 be eligible for non-point source of pollution control
20 grant funding at a state level which we administer."

21 But I don't know it specifically. So I'm
22 opening the door that there may be funds available for
23 people to work at this together.

24 "The availability and applicability of
25 these grant funds can be discussed at future meetings,"

1 and I wanted to say that "in conclusion, I'm requesting
2 a technical meeting between the parties and that we can
3 facilitate that if they choose. Thank you."

4 So -- and that went out to Doug, went out
5 to Mark or Mark and Doug, rather, and then to a lot of
6 other people, and -- so that's what I would like that
7 letter to reflect.

8 If you're going to talk about what the
9 Water Board has done in this, it -- it's to introduce
10 the project, try to connect the appropriate staff and
11 to ask for -- that a meeting take place so that they
12 can talk about the issues without the storm clouds of
13 attorneys and -- because it sounds like the one meeting
14 that took place was -- everyone was ill prepared for
15 it, and it wasn't really a technical meeting. It was
16 more of a clash.

17 MS. PASSERO: We could probably
18 restructure this -- I don't want to interrupt you, but
19 just to not -- obviously we're not trying to say the
20 agencies themselves are not making the best effort.

21 MR. PONTON: No. I'm not -- I'm also
22 saying that your letter goes on to say that Caltrans
23 refuses to assist -- "to date, Caltrans refuses to
24 assist in any remediation effort despite its clear
25 connection with Mountain Lake."

1 I don't know if that's -- you know,
2 personally I -- having sat here and gone through this,
3 I don't know if that's -- it's true, but then it isn't
4 true at the same time.

5 I don't know -- I don't know what wheels
6 are turning there, to be honest with you. It's a huge
7 agency. They have a huge state to see.

8 MS. PASSERO: Are they unresponsive?

9 MR. PONTON: They could be -- they could
10 have been unresponsive. So far they've been
11 unresponsive, but I -- what do you think? You're -- I
12 wasn't at the meeting with the DTSC or with the park
13 service. I was just --

14 MR. COOPER: Well, they did respond to
15 Bob's letter and they have not --

16 MR. PONTON: Responded to my letter.

17 MR. COOPER: -- responded to your
18 letter.

19 MR. PONTON: But I'm trying to kick that
20 back up the chain of command, as well. And what
21 everyone assists for, there are some -- they are not in
22 any violation that I can see with storm water.

23 MS. PASSERO: Right. I think we're not
24 trying to say that. I guess we want to try to word
25 this correctly, but also show that, you know, some --

1 there needs to be some sort of push.

2 MR. PONTON: Right. No. I totally -- I
3 totally agree with what Craig said. You know, you
4 should definitely send your letter.

5 MS. PASSERO: Yeah.

6 MR. PONTON: But I just want it to be
7 correct --

8 MS. PASSERO: Right.

9 MR. PONTON: -- as it reflects what we
10 have done.

11 MR. KERN: I've got Bob and then Karen
12 and then Sarah.

13 MR. BOGGS: I have to reiterate some
14 similar concerns to Jim's comment in that I think when
15 we say that it -- we used the word "failed" here, I
16 don't think that's quite an accurate word.

17 The process has gone very slow, been met
18 with resistance, things have not happened yet and it
19 appears that they're not going to move from their
20 position very quickly, and this may be a political
21 avenue to get them to move or at least have some
22 movement on their position.

23 But to say that it's failed I think is a
24 little bit more harsh than what's really gone on in the
25 process.

1 MS. PASSERO: Well, I think being met
2 with resistance.

3 MR. KERN: Well, this is good. This is
4 what we wanted to do. Let's continue with the
5 discussion.

6 Karen.

7 MS. CLEEK: I'm just going to accept
8 that Caltrans is just, you know, slow and somewhat
9 unresponsive and not doing anything. Just what you're
10 saying is correct, and I don't see why we can't change
11 this to say that -- and this is not the word right
12 wording, but, you know, these organizations have made
13 efforts to bring Caltrans to the table to talk, but
14 they're not -- they're not responsive to that in a
15 reasonable time frame, and so we're looking for more
16 assistance to understand or whatever why they're so --

17 MR. BERMAN: Recalcitrant.

18 MS. CLEEK: -- stubborn.

19 MR. KERN: Sarah.

20 MS. SEGAL: I just want to clarify that
21 Bob and Jim's letter went out at the same time or a
22 separate time?

23 MR. PONTON: No. The de --

24 MS. SEGAL: Yours was in September?

25 MR. PONTON: I had a meeting September.

1 My letter went out --

2 MS. SEGAL: As a follow-up to your
3 meeting.

4 MR. PONTON: As a follow-up to my
5 meeting. My letter went out like October. I don't
6 have the date of the letter. It went out early
7 October. So within a couple weeks of my meeting once I
8 had time, actually.

9 MS. SEGAL: You sort out of held out the
10 debate of like some funding possibly --

11 MR. PONTON: I held out debate of that.
12 I held out debate of the fact that we met with -- we
13 worked very closely with Caltrans for, you know, storm
14 water --

15 MS. SEGAL: Right.

16 MR. PONTON: -- the new bridge
17 expansion, new bridge. A lot of their pilot work, we
18 do work with them, and there's a whole push to manage
19 storm water, to use storm water in light of groundwater
20 recharge, and using --

21 MS. SEGAL: Right.

22 MR. PONTON: -- the effects of the earth
23 rather than direct it all to the HEW for treatment.

24 MS. SEGAL: This letter was a follow-up
25 to your meeting?

1 MR. PONTON: I met with the project
2 managers, but not the director, no.

3 MS. SEGAL: But after this letter.

4 MR. PONTON: No, but I have met with
5 Mary Frederick, who is with Caltrans in her office.
6 She's from Sacramento.

7 MS. SEGAL: And she knew about the
8 letter?

9 MR. PONTON: She knew about -- I cc'd on
10 her on letter. I told her that I met with you all, and
11 also she's aware of it, and also she's aware of the
12 letter that you're discussing tonight. I made her
13 aware of that as well as my management.

14 And I just wanted to -- in speaking with
15 everyone, I just wanted her to be clear what her role
16 is now, what we were expecting. It was financial
17 assistance.

18 It was -- Usually that's worked out
19 between the parties. We try to bring the issues to the
20 table and the people that are appropriate to discuss
21 the issues to the table and they hammer it out.

22 MS. SEGAL: Okay. Thanks.

23 MR. BOGGS: DTSC's letter went out a
24 couple of years ago. It did produce a meeting. It was
25 to their legal department.

1 MS. SEGAL: Oh.

2 MR. BOGGS: And so it was along that
3 avenue.

4 And then at the committee meeting, I gave
5 a little update. There's been some meetings at my
6 agency with legal counsel and a lot of discussion
7 amongst the lawyers throughout the state to flush out
8 just the legal aspects of this issue and where we've
9 had experience with them and not.

10 And so currently the -- the attorney
11 that's assigned to the Presidio doesn't feel we have a
12 strong legal basis to claim that they are responsible
13 for the lead contamination in Mountain Lake.

14 There's other circumstances where
15 Caltrans has, for example, painted a bridge and the
16 overspray from their paint, they actually were painting
17 it, so that overspray of lead paint, they were
18 responsible for and did clean up, but they say they're
19 not the ones burning the fuel in the cars on the
20 freeway, and that's the source of the contamination.

21 And so it's a slightly different issue,
22 but at this point we don't have a strong legal hook to
23 bring them to the table.

24 MR. KERN: Gloria and then John.

25 MS. GEE: Just hearing the -- you know,

1 like -- it sounds like the last two sentences of that,
2 the third paragraph have to be reworked, and maybe one
3 of the reasons -- the direction that we would like to
4 be working with to state that in part to the -- you
5 know, that given the complexities of all the the
6 part -- multi -- many parties that are involved.

7 You can state -- not saying what they did
8 or did not do, that -- and given the sense -- the
9 community sense that there's the importance of it and
10 the environment and the sense of urgency to act
11 quickly, that for those reasons, we are, you know,
12 impressing upon Dunn to try to expedite matters by
13 having -- holding a hearing.

14 I think that's what you would like to --
15 you know, and say that maybe previous -- like earlier
16 attempts have sort of -- I know you called it failed,
17 whatever you want to say, but you don't have to really
18 say that Caltrans failed.

19 I mean, that might come out in the -- in
20 the discovery of any hearing material, but I think --
21 maybe that's a way of dancing around this so that you
22 don't get Caltrans out on the opposite end and not
23 willing to work, come to the table.

24 But I think it's, you know, good to
25 mention all the agencies that have -- are in this and

1 say that for this reason, because we want to expedite
2 it because RAB feels a sense -- sense of urgency in the
3 community and have Senator Dunn step in.

4 I mean, it sounds like that that's where
5 we would like to have him go, and I don't know if that
6 would satisfy you.

7 MR. KERN: Jim quickly and then back
8 over to --

9 MR. PONTON: Yeah. I just want to say,
10 you know, if you all feel it's failed, put failed, you
11 know. If you feel it's failed miserably, put failed
12 miserably.

13 It's really your letter. I just want --
14 I just want that -- what our role has been to be more
15 clearly defined because that's certainly -- that's
16 fair, you know, and so if you really think -- and I
17 really can't speak as to how I think the process is
18 going.

19 I'm optimistic because we have talked
20 about POTW offsets. We talked about -- we talked of
21 water projects. We talked about other associations at
22 this site where we might be able to leverage our work,
23 but if you all think it's failed, put failed, and --
24 and I just wanted to clearly reflect what I was
25 striving to get out of the meeting, and that was at a

1 staff level.

2 MR. KERN: I -- I don't think that --
3 you know, it's clear that that's really not what we're
4 trying to say, and I think everybody has recognized
5 your agency and particularly your work in generating
6 something.

7 So I think that should be clear in here.

8 MR. PONTON: Yeah, no, no. I'm not even
9 being sensitive. I just want you to be sure that you
10 really write what is -- it's your letter.

11 MR. KERN: Yeah.

12 MR. PONTON: That's the beauty of this
13 setup here is that you get -- you get to participate.
14 So I want don't want to sensor that.

15 MR. KERN: John and then Julie.

16 MR. BUDROE: We may want to continue, if
17 we want to make life easier, dropping the mention of
18 toxics from the Water Board from that section and have
19 it be the park service and the Presidio Trust if that
20 will help disentangle the internal politics a little
21 bit.

22 MS. PASSERO: We don't want to mention
23 that.

24 MR. BUDROE: And if it would make things
25 a bit less harsh, you change failed to unsuccessful.

1 But Caltrans doesn't have to say --
2 doesn't ever have to say definitively no. They can
3 just string out saying yes forever and never really
4 come out with an answer, so -- and they may not have
5 legal responsibility.

6 I think where we're headed for is they've
7 got a moral responsibility, which may not have the
8 force of law, but what we're trying to do is turn that
9 moral responsibility into a political responsibility,
10 and that's where the letter going to the legislature,
11 going to Joe Dunn comes into play.

12 MR. KERN: Julian and then George.

13 MR. HULTGREN: First I -- I think
14 whoever has been in the discussions thus far should be
15 mentioned. We shouldn't drop anybody out just for
16 sensitivity. But I do have a question for Jim.

17 Are -- are there still ongoing
18 discussions or are they at an end?

19 MR. PONTON: No. I think there are -- I
20 think there are ongoing discussions. Within my --
21 within my agency, there certainly is still ongoing
22 discussions, and since we have someone from Caltrans
23 sitting in our agency, and she's alerted to this, and
24 obviously, you know, your letter does poke me to, you
25 know, to -- because it's something that I can see well,

1 I forewarned you that they're going to take action.
2 Here's the action that they're taking.

3 MR. COOPER: Right.

4 MR. PONTON: So this is just built upon
5 the letter that I sent saying you're concerned, you're
6 going to take action, now this is the next step.

7 So now that you've provided me this, I
8 put it up the chain, run it up the flagpole and I'm
9 hoping that it provokes something.

10 But, you know, once again, I don't want
11 to set false expectations. There's huge things went on
12 in the state for them to be spending their money on,
13 and the budgets are tight right now, so this letter has
14 helped, thank you, and I've -- I've directed it to the
15 appropriate people.

16 MR. KERN: George and then Michelle.

17 MR. DIES: While we're giving
18 suggestions, I think -- and I don't want to mention the
19 type of responsibility. I think Jim has made the point
20 they have a responsibility for participating in the
21 solution and we've been focusing on did they cause the
22 problem. There's certain exemptions.

23 The solution involves getting the storm
24 drains diverted somewhere else, and they've got to
25 cooperate on that, and if they aren't showing up at

1 meetings, that has to be corrected.

2 So I think somewhere it should be
3 mentioned they're irrevocably involved in the solution
4 on an ongoing basis, and their refusal to cooperate
5 holds up the proposal of a solution by the Presidio
6 Trust.

7 They can't do their job due to the lack
8 of cooperation by Caltrans, and we can't comment on a
9 proposal because you can't make one.

10 MR. KERN: Michelle and then Sam.

11 MS. PASSERO: I had a question. How
12 long has -- when was the first time that Caltrans was
13 approached on this? How long -- you mentioned a letter
14 two years ago.

15 I mean, I want to get some facts in
16 there. We don't have to accuse anybody. Just put the
17 facts in there.

18 MR. PONTON: It's been a long time.

19 MR. NELSON: It's been a couple years.
20 You might put in Caltrans' legal assertion. If you
21 want to just state fact by fact.

22 MS. PASSERO: All we're saying is it's
23 been two or three years. The legislators will then say
24 oh, it's been a while.

25 MR. BOGGS: I think I'll dig up the

1 letter and get you the dates, and I would imagine
2 unless they -- you know, their lawyers put something on
3 it as an inner agency thing, which I don't think they
4 did, I should be able to supply you guys with a copy.

5 MS. PASSERO: That would help. Even
6 just the other piece that providing too much
7 information sometimes is not -- we're trying to peek
8 their interest just as a strategy and not to answer our
9 questions in our own letter.

10 MR. KERN: Yeah. To -- to amplify that,
11 one of the things that I don't want to sort of confuse
12 here is there are two issues. There's the storm drain
13 conversion and there's the cleanup.

14 MR. COOPER: Right.

15 MR. KERN: And we've been keeping those
16 pretty separate. We don't necessarily want Caltrans to
17 just agree to the storm drain and, you know -- because
18 that might be a small piece compared to the larger
19 piece, which would be the cleanup.

20 So I think Jim's efforts have been more
21 directed towards the storm drain issues.

22 Does that represent a fair --

23 MR. PONTON: Well, it's kind of the --
24 it's -- it's -- it's right, because at a minimum, say
25 the cleanup was to occur tomorrow, that would always be

1 the potential source of the spill directly connectable
2 to the lake, and also it's a doable, manageable task to
3 start on and build relationships on and then -- and
4 pursue it from there, and then we can seek fundings
5 from grant funds, and so that would be a collectively
6 effort.

7 You know, I'm not a funding specialist,
8 but certainly if it was a team that was put together to
9 accomplish something, I think that might -- that may
10 carry a lot of weight.

11 So it was really to bring them to the
12 table, something that they can physically do that they
13 have control over, sole control over.

14 MR. KERN: So -- yeah, Jerry.

15 MR. ANDERSON: If -- it's close to the
16 middle of February already and time is of the essence.

17 Is it appropriate to trust somebody to
18 finish this and address the concerns you people have
19 had?

20 MR. KERN: Yeah. I -- I have some
21 thoughts on that. We'll -- I'm going to circle back to
22 that in a second.

23 Sam. Sorry I missed you.

24 MR. BERMAN: It's okay. I'm glad you
25 clarified for George the separation of the storm drains

1 from the -- from the -- the cleanup responsibility
2 because there's an order of magnitude difference in the
3 cost there.

4 And I think Jim's point it seems to me
5 that you use that of which Caltrans uses the storm
6 drain issue to build relationships and eventually get
7 somewhere.

8 Now there's another possibility in a
9 letter like this. If you don't have it directed
10 towards funding, but if you -- since he's chairman of
11 the transportation -- of the transportation committee
12 that funds Caltrans, you can also write the letter
13 about the difficulty in getting Caltrans to address the
14 issue and to have substantive meetings and then you can
15 quote the letter -- the original letter from Bob and
16 the dates and the letter from Jim and you can say that
17 you're appealing to him to help us resolve this issue
18 in various fashions.

19 One of them might be to get funding. One
20 of them might be to get a hold of Caltrans and say --
21 try to process this along so that the -- the letter
22 has -- the thing that I objected to when I saw the
23 letter is it just went right after the funding, you
24 know, and yes, maybe that's the style of what you do,
25 but he's in the position to call up Caltrans and say,

1 you know, "why can't you guys have some more meetings
2 and -- and discuss these issues? And we'd like to see
3 something done there" and, you know, maybe I'm off base
4 here, but a letter -- that's a bit easier to do and it
5 isn't really tied to a budget deadline, also, and it
6 would be effective. It might be an effective way of --
7 of getting this process going that Jim had -- had tried
8 to do.

9 And so that's a slightly different letter
10 which says we appeal for this, you know, and we would
11 like to see Caltrans commit eventually to funding, but
12 right now we just can't even get them to the table to
13 discuss this issue, and maybe you can help with that.

14 So in that sense that's a slightly
15 different kind of letter. It is getting ourselves into
16 the -- into the picture, but it's also -- I don't know
17 how the state works, but on a national level, a
18 committee chairman or the funding committee can call up
19 the agency and say, "You know, what's going on here?"
20 and they -- they salute.

21 So it's possible that -- that Dunn can do
22 something to make this process which Bob and Jim have
23 tried to do and have gotten bogged down in the legal
24 stuff and is just not moving.

25 So, you know, that would call for a

1 rewrite of the letter somewhat, but it also has the
2 potential of actually getting a result going that we'd
3 like, whereas the funding may be really difficult in --
4 considering the way the state is in terms of money.

5 MR. KERN: Let me go to Gloria, and then
6 I have a couple of comments. I think I'm going to try
7 to wrap this.

8 MS. GEE: I just wanted to respond to
9 Sam's --

10 MS. BLUM: Can you speak up, Gloria?

11 MS. GEE: My response to Sam's remark,
12 and, you know, when I read this letter, especially the
13 first paragraph, I don't -- I think we're also asking,
14 you know, Joe Dunn to secure his cooperation. It's not
15 just financial involvement of Caltrans. I don't know
16 whether --

17 MS. PASSERO: Yeah. We have to be
18 mindful of what their jurisdiction and what we're
19 asking of them, but that's the part of --

20 MS. GEE: Yeah. Cooperation of Caltrans
21 doesn't mean only financial. That's how I read it, but
22 I could be, you know, off base.

23 MS. CLEEK: Isn't it just the budget
24 committee?

25 MS. PASSERO: Yeah.

1 MS. CLEEK: So they're not like -- I
2 don't know what you'd call it, but they're not --

3 MR. DIES: Oversight.

4 MS. CLEEK: Oversight of operations.

5 MS. PASSERO: The committee
6 jurisdiction, we need to look at their -- what their
7 tasked to do before we figure that out.

8 But I would say that, again, sometimes
9 this comes down to -- I don't mean to interrupt, but it
10 comes down to sort of a strategy of you ask for more,
11 and then a natural reaction often from a staff person
12 or a legislator is going to be "well, I can't give you
13 the hearing, but I'll tell you what we can do or tell
14 you what we will do," and they'll make the phone calls
15 or try and get that kind of cooperation.

16 There might be a way we can put it in
17 here without directly asking for it, but being more
18 specific usually gets more of a reaction, and so that's
19 always -- part of the phone call and everything else
20 and meeting with them is always sort of part of that,
21 anyway, and that may end up -- if we were to do this,
22 where we'll be, just getting them to have the
23 conversation.

24 MR. KERN: well, the part that I wanted
25 to circle back, I think between -- I think Michelle and

1 I -- anybody else that would want to assist us. I
2 think I have a much better idea of what we could do to
3 tailor this -- this particular letter.

4 If we were to have an additional letter
5 as Sam's recommending, you know, we could craft that
6 and then we'd be delayed, you know, into another
7 meeting.

8 And so what I wanted to ask is what's the
9 feeling about that kind of delay? Are we really at a
10 point where we need to do this quickly? Should we
11 have, you know -- should we call a meeting within a
12 week, a special meeting of our group to approve such a
13 letter? I mean, those are some of our options.

14 Should we approve the idea of a -- of a
15 letter in principle to be sent around via e-mail and an
16 electronic vote of some kind?

17 I just want to be sensitive to the
18 timing. I think we can work on the letter -- you know,
19 on one of these nuances.

20 So that's your reaction about timing?

21 MS. PASSERO: I think that if we have an
22 opportunity to get some type of hearing, that the
23 letter probably go in as soon as possible, but if
24 that's not what people -- you know, if there's not a
25 lot of support for that, then -- then there is no time

1 pressure.

2 MR. KERN: Let's hear some other
3 reactions, then. I've got Jan and Jan and Jerry. All
4 the J's will be speaking next.

5 MS. BLUM: I am willing to have those
6 people who know the language, the process and how to
7 get letters written and incorporate all the essential
8 pieces to effect the end desire do the letter without
9 more committee meetings.

10 At some point I think we have to decide
11 what we're doing and do the best we can and move on.
12 That's my personal opinion.

13 MR. KERN: Thank you. Jan.

14 MS. MONAGHAN: I like the idea of going
15 to the budget committee. I think that that's a good
16 next step, and so I'm very supportive of cleaning this
17 letter up and sending it right away, and I'd like to
18 put my name on it.

19 And I also wanted to know if you're going
20 to cc the mayor of San Francisco.

21 MR. KERN: I had him down on this at one
22 point and then I thought about it, and so --

23 MS. MONAGHAN: Park service is fine.
24 Park and rec is fine.

25 MR. KERN: That's an idea. I mean, I

1 thought there would be at least a two-hour discussion
2 on the cc list itself.

3 MS. BLUM: I did raise my hand earlier
4 on that subject.

5 MR. KERN: Jerry.

6 Thank you. Jan.

7 MR. ANDERSON: well, I'd move that the
8 board authorize Michelle and Doug to assemble these
9 comments as well as they can and check them out with
10 whomever and whatever form they can most efficiently do
11 it and send the letter out as soon as they have a
12 complete letter.

13 MR. KERN: Is that a motion?

14 MR. ANDERSON: That's a motion.

15 MR. KERN: There's a motion on the
16 floor.

17 Do I hear a second?

18 MR. BUDROE: Second.

19 MR. KERN: Is there any discussion?
20 Gloria.

21 MS. GEE: well, someone raised earlier
22 about having everyone sign, so how would you do that
23 unless we sign a sheet of paper tonight and then
24 someone could type the names in?

25 MR. KERN: Yeah. There are ideas like

1 that. we could in principle have a signature page that
2 everybody, but I'm not sure it's been the tradition in
3 this group for people to sign something that they
4 haven't read.

5 Pretty much this group wants to see the
6 product, so --

7 MR. YOUNGKIN: List the names.

8 MR. KERN: It could be a list of names.

9 MS. PASSERO: And have one signature by
10 one of the co-chairs and then say representing, you
11 know, these people.

12 MS. GEE: This is the full committee.

13 MS. SEGAL: Committee membership.

14 MR. ANDERSON: Authorized by the board
15 if they vote for it.

16 MS. PASSERO: Sorry?

17 MR. ANDERSON: Authorized by the board
18 if they vote for it.

19 MR. KERN: We can put -- if we vote to
20 do this, that we can put that in the footer of the
21 letter that this was approved by a vote of at this
22 meeting with the vote.

23 Any other discussion about the motion?
24 Then I would ask all in favor of the motion, if you
25 could raise your hand. One, two, three, four, five,

1 six, seven, eight, nine, ten, eleven, twelve, thirteen,
2 fourteen, fifteen. Opposed? Fifteen-zero.

3 we have our charge. Thank you for the
4 discussion. It will be a much better letter. We will
5 put it together and get it out.

6 we're at 8:15 or so and about ready to go
7 into some reports and discussions by Craig.

8 Do people feel like we need a -- that a
9 break would be appropriate? A short break? How about
10 a five- to eight-minute break. Five, ten minutes.
11 we'll be back. Ten minutes.

12 Okay. Thank you.

13 (Recess taken).

14 MR. KERN: well, I recognize that there
15 are a lot of people dealing with colds and illnesses
16 out there. There are several RAB members actually that
17 called me tonight that couldn't make it.

18 I know some of you don't appear too well
19 tonight, so let's --

20 MR. DIES: No names.

21 MR. KERN: That's not what I meant. Not
22 what I meant at all.

23 So I -- I do want to make sure that we
24 get those of us out of here in a reasonable hour. So
25 we'll proceed --

1 MS. SEGAL: Good idea.

2 MR. KERN: -- with Chris and your
3 report, understanding that there's a lot of illnesses
4 and things.

5 We appreciate, perhaps, those of you that
6 are here tonight that are not feeling so well, that
7 you're here and participating.

8 So --

9 MR. NELSON: Thanks, Doug, and actually
10 I'm on that list.

11 MS. SEGAL: The presenter is one of
12 those people.

13 MR. NELSON: So I'll be talking very
14 quickly to try to get through this.

15 MR. KERN: All right.

16 MR. NELSON: I understand from the last
17 committee meeting that there was quite a bit of
18 discussion about this particular set of sites in this
19 project, so I apologize I couldn't be there to provide
20 any insight, but basically what I'm going to do is talk
21 about the landfill 8 and 10 report.

22 In the past when we've had big submittals
23 that included a lot of data and figures and data and
24 what not, I walked a lot of you through it with a
25 formal RAB meeting with pictures and what not. This

1 one's going to be a little more abbreviated.

2 I'll be talking more generally about
3 findings and there will be another meeting in a couple
4 of weeks if we need to continue the discussion.

5 So I'm going to provide a little bit more
6 detailed information on the five-year review report,
7 sort of kickoff our upcoming focus feasibility studies
8 on landfills 8 and 10.

9 Basically I'm going to tell you what this
10 project's going to entail moving forward, and then in
11 this next committee meeting in February, there will be
12 more of a formal opportunity to discuss the -- the nuts
13 and bolts of remedial alternatives and the like for the
14 feasibility study for landfills 8 and 10.

15 And so at the end of the discussion,
16 we'll be talking about the next steps.

17 So just to recap, the investigation
18 objectives and what the report was supposed to do. The
19 Army had a ROD in 1995. Selected remedies was required
20 by DTSC that we evaluate those remedies and conduct a
21 five-year review, which is a requirement under CERCLA.

22 We were supposed to review in fact all
23 the soil and water sampling, both groundwater and
24 surface water at both sites through -- as it turns out,
25 we did it through last June. The investigation itself

1 occurred in fall of 2002.

2 Then we were to compare all of this data
3 to current proposed cleanup levels as presented in our
4 2002 cleanup level document.

5 The Army didn't have established cleanup
6 levels for their ROD, so it was kind of compare the
7 performance of the ROD against cleanup goals that
8 didn't exist.

9 We also wanted to further investigate and
10 evaluate the size and shape of the sites. The Army had
11 put forth some original sizes, volumes and shapes of
12 the sites, and EKI in 1998 had elaborated on that a
13 little bit more.

14 Again, They were probably much bigger,
15 and the investigation allowed us to further look into
16 that.

17 One of the concerns about landfill 10 is
18 that it was basically a large amount of fill that was
19 pushed over a former dune, hillside that was fairly
20 steep to begin with and now it was even more steep and
21 has supported a parking lot and other things, and
22 appears -- appeared that it could have been unstable.
23 so we evaluated that.

24 And then lastly the goal of the report
25 itself was to assess the protectiveness over all of the

1 existing remedies that were chosen by the Army.

2 So what we did at landfill 8 was we took
3 45 soil samples at depths ranging from just below the
4 surface down to ten feet in sixteen test pits.

5 Six of the test pits were for observation
6 purposes only to confirm former boundaries or refute
7 former boundaries stated, either by the Army or for
8 EKI, and the deepest depth that we took that we
9 excavated to was about 13 feet, and we -- we collected
10 samples from ten of those pits.

11 we were analyzing the soil samples for
12 metals, semi-volatile organic compounds and PCBs and
13 pesticides.

14 Now, the significance of the exceedences
15 of the PCBs and pesticides are going to be illustrated
16 a little bit further in some upcoming tables, and I'll
17 get to that in a second.

18 The interesting thing about it was you
19 had SVOCs exceeding human health goals and pesticides
20 exceeding both human health and eco in some cases.

21 The low numbers are kind of flipflopped.
22 You have very low cleanup goals for human health or
23 PAHs and FPFs, whereas the pesticides are very low for
24 the eco receptors, but for humans, they're a little bit
25 higher, and you'll see that in these tables for

1 illustration.

2 So in some of these test pits, there was
3 fill ranging up to fifty percent of the material across
4 the area that was excavated and there was quite a bit
5 of material in them.

6 It wasn't what the Army had stated, which
7 was material and vegetative debris. It was quite a bit
8 of stuff, as you can see here.

9 And in some cases, there were huge
10 concrete slabs that were immovable by the equipment we
11 were using.

12 This illustrates the areas where URS
13 investigated. The yellow line is the cemetery that
14 lies beneath the site. The blue line -- I call it the
15 manatee map -- is the new shape of the site as super
16 assessed by URS. And the -- the black lines are the
17 test pits that were excavated.

18 In some cases, samples were taken. In
19 other cases, they weren't.

20 MR. BOGGS: Question. Did the test pits
21 that go to the -- to the edge actually find the edge?

22 MR. NELSON: On the east there?

23 MR. BOGGS: Correct.

24 MR. NELSON: I don't think they actually
25 found the edge, but as you walk the site, you can see

1 the southern edge is pretty clear that it ends
2 somewhere between those two lines because that hill
3 drops off pretty steeply and there's no waste poking
4 out.

5 And on the east you have a similar
6 topog -- topographic change where it's probably within
7 a few feet of that.

8 I mean, that was one situation where they
9 were digging and digging and digging and digging and it
10 was getting dark and they were in a rough habitat, so
11 they just had to stop, but I think had it been a
12 different time of day and there had been less tough
13 habitat in the area, they might have been able to find
14 the edge there.

15 And notable, you know, this northern --
16 northeastern part is still somewhat questionable
17 because -- because that lies within sensitive plant
18 zone, but on the west where we dug, we saw a lot less
19 debris on the southwest side.

20 Practically none compared to on the east
21 where you had a thick layer of fill extending all the
22 way over. It was quite remarkable when I was out there
23 seeing it.

24 So this table illustrates some of the
25 select samples that I chose to show the concentrations.

1 You can see the pesticide concentrations in some cases
2 were quite low, and in -- and in others they were quite
3 high.

4 For instance, DDT at 5.3 milligrams per
5 kilogram, 4.1 milligrams per kilogram, some of the
6 highest I've seen at the Presidio. There -- there may
7 have been some higher DEH, which has long since closed,
8 but as far as any of the main installation sites that
9 I've seen, these are some of the highest.

10 Now, keep in mind these are not
11 concentrations that are inconsistent with the legal
12 application of pesticides. In other words, over a
13 number of years, there may have been soil placed there
14 that was in a landscaped area or perhaps pesticides
15 were applied for purposes of keeping flies down, et
16 cetera.

17 If you were, you know, expecting to see
18 drums of pesticides or product poured on the ground,
19 you'd see it in the hundreds -- tens of thousands of
20 parts per million.

21 You can see where the low cleanup goals
22 where things like DDT and Endrin are driving the
23 cleanup here. It's pretty easy to exceed less than
24 point, you know, 0082.

25 Any questions about this table? I made

1 the handouts pretty big so you'd have a good take-home.

2 One thing to note on the aero floor of
3 the PCBs, you can see that there was really only one
4 detection as per the tables in the report of .045.

5 That's just barely above the .033, but also in
6 some cases we couldn't get the detection limit down to
7 .033, so we had a few above, but they were still
8 considered non-detect by -- by the laboratory.

9 So there were -- there was a .034 and
10 .035. Those were actually the detection limits, but
11 technically they still represent exceedences if you're
12 using the eco special status goal.

13 The pesticides were primarily detected
14 only in about six inches, but there were a few sites
15 where it was a little bit deeper.

16 So moving on to the PAHs or the
17 polycyclic aromatic hydrocarbons, these were also
18 detected at goals anywhere from six to 18 inches below
19 ground surface.

20 This table illustrates how great the
21 exceedences were. In some cases you have, you know,
22 quite a bit in benzopyrene of the human health
23 residential goal.

24 MR. KERN: Chris, for the folks that
25 don't necessarily know where these products would come

1 from, would you give just a brief --

2 MR. NELSON: Oh, yeah. PAHs are
3 generally very long chain hydrocarbons that sometimes
4 come from the incomplete combustion of -- of fuel or
5 petroleum products.

6 They also come -- come from plastics
7 and -- and other synthetic materials.

8 In this case, you know, like I said, the
9 goals are pretty low for protection of human health and
10 they're quite a bit higher for protection of -- of eco,
11 but the fact that they're all, you know, within six
12 inches to eighteen inches of the surface represents,
13 you know, a threat currently because there's no cover
14 material over the landfill.

15 And these are not uncommon things to find
16 at the Presidio. We found these north of the site at
17 the Nike swale, Nike facility and the drainages.

18 They've been found at other landfills,
19 including landfill E and were previously found in
20 samples at landfill 10.

21 MR. KERN: They were found at the skeet
22 range --

23 MR. NELSON: Right.

24 MR. KERN: -- as well.

25 MR. NELSON: Yeah, right. The clay

1 pigeons that were used for shooting skeet were made up
2 of this -- of these polycyclic aromatic hydrocarbons.

3 So we also found metals, which is not
4 uncommon. The depth of contamination ranged a little
5 bit greater across the spectrum of the samples
6 collected.

7 However, one thing to note is that there
8 wasn't any evidence -- perhaps with maybe one
9 exception, there wasn't any evidence of impacts to the
10 soil, the native soil beneath the landfill.

11 So we're not finding these metals are
12 migrating through the, you know, surface to the wake
13 and into the native soil.

14 This is an interesting table because it
15 shows all of these things were found at six inches.
16 Some of them quite a bit higher than their cleanup
17 goals.

18 You can see lead at 1,300 as opposed to
19 the cleanup goal for eco receptors of 160 milligrams
20 per kilogram.

21 These were all taken at one test pit.
22 There are other test pits throughout that showed
23 contamination, but this particular one was a real bad
24 actor. I don't understand why, but remember this test
25 pit and why it was like that, but it literally had just

1 about everything in it, and significantly higher than
2 its goals.

3 so that's the soil. we have, you know, a
4 soil issue out there where six inches or less below the
5 surface you have contamination with a variety of
6 things, and that's going to require some action based
7 on our assessment and what we're proposing to DTSC.

8 Are there any questions on the soil data
9 portion?

10 MR. KERN: Jerry.

11 MR. ANDERSON: Were these exceedences
12 from some particular time period?

13 MR. NELSON: What?

14 MR. ANDERSON: Were the high
15 measurements from some particular time period?

16 MR. NELSON: These were all collected in
17 October 2002.

18 MR. ANDERSON: Oh, I thought this was
19 for the whole period? No?

20 MR. NELSON: No. Generally the most --
21 the highest contamination was found in the most recent
22 sampling.

23 There was some previous sampling done by
24 the Army, and I can't recall whether or not that
25 generated exceedences. It may have a few, but this was

1 the more significant. We really covered a greater area
2 with this investigation.

3 MR. ULLENSVANG: Jerry, you may not
4 recall, but one of the comments on the Army's work back
5 when you had that to review -- I'm not sure you were on
6 the RAB then, but the Army had neglected to perform
7 much sampling of the waste itself.

8 They sampled primarily below the waste,
9 and so it was somewhat targeting away from finding any
10 of the contamination areas.

11 MS. SEGAL: So for the metals, which is
12 the slide before, they're significantly higher than the
13 cleanup. All of them you said in that one particular
14 test.

15 Are there -- the focus feasibility
16 study's going to talk about options.

17 Are there any -- is there any in place
18 removal of metals or are we talking about taking it all
19 out?

20 MR. NELSON: It's all -- you know, it's
21 all up for grabs at this point. You know, I'd like to
22 defer specific questions about the FS until we get to
23 that portion.

24 MS. SEGAL: Okay.

25 MR. NELSON: But suffice it to say that

1 the fact that we now know this new information, new
2 from what the Army had stated in 1995, we know that
3 there is -- are actionable limits that means they're
4 exceeded.

5 I mean, 1,300 milligrams per kilogram of
6 lead is above the total threshold limit concentration
7 of a thousand, so technically, you know, you have a
8 hazardous waste that needs to be addressed.

9 MS. SEGAL: And this is in the top six
10 inches?

11 MR. NELSON: This is in the six inches
12 at one of the test pits.

13 MS. SEGAL: Do you know what the
14 concentrations were under the bridge?

15 MR. NELSON: I don't. I'm sure Brian
16 can figure it out.

17 MS. SEGAL: Way higher?

18 MR. NELSON: Probably a lot higher.

19 MR. ULLENSVANG: Some of the ones under
20 the bridge were over 10,000.

21 MR. NELSON: You're finding -- this kind
22 of lead is probably -- keep in mind this is just one
23 little area.

24 MS. SEGAL: Right. Right. Landfill 8.

25 MR. NELSON: Lead was detected elsewhere

1 at levels above 160. I'm just trying to illustrate
2 some of the maximums.

3 MS. SEGAL: Okay. Thanks.

4 MR. NELSON: This isn't inconsistent
5 with what we found at the landfills.

6 MR. BERMAN: Can you mention who the lab
7 was that did the -- what lab did the evaluations?

8 MR. NELSON: I believe it was STL.

9 MR. BERMAN: And have you had
10 comfortable experiences with their analysis work?

11 MR. NELSON: Yeah. Actually I think
12 we're probably using them more than any other lab, with
13 the exception of the groundwater program, which uses
14 Kerrs & Hoffman.

15 MR. BERMAN: When you get a large
16 exceedence like that, do you feel that it's necessary
17 to have another lab independently confirm it?

18 MR. NELSON: I don't -- that's not an
19 alarmingly high level. I mean, for instance, at
20 landfill E, I think we found 25,000 parts per million
21 of lead and we didn't do anything like that. We just
22 reported the data.

23 MR. BERMAN: Yeah, but that wasn't at
24 six inches, either. That was much deeper.

25 MR. ULLENSVANG: And there is a quality

1 control component on this work which included a certain
2 percentage of samples collected at duplicate going to
3 the same lab in a way that didn't -- the lab didn't
4 know that they were necessarily from the same location,
5 and then there is an independent company that is -- the
6 trust uses to review the laboratory's work and look at
7 the -- the reports that they do and the machines to see
8 that they were doing it in accordance with the
9 requirements.

10 so there is already a system. It's not
11 necessarily a separate lab, though.

12 MR. BERMAN: Thanks.

13 MR. NELSON: Is there a concern you have
14 about the results or -- I'm just trying to understand.

15 MR. BERMAN: No. No, but this kind of
16 analysis is always subject to some type of laboratory
17 frailty.

18 MR. NELSON: Mm-hmm.

19 MR. BERMAN: And it's just a general
20 question. I think Brian has given a sufficiently
21 satisfactory answer.

22 MR. NELSON: Right. And any of our
23 investigations have to adhere to those same standards.
24 We have the QAPP or quality assurance project plan that
25 these laboratory investigation programs have to comply

1 with, so --

2 MR. KERN: Julie had her hand up.

3 MS. CHEEVER: You had -- your list gave
4 examples of what some of the types of debris are.

5 MR. NELSON: Uh-huh.

6 MS. CHEEVER: I'm just wondering. Do
7 you have any indication whether it came from a hospital
8 or whether it was a specific hospital debris?

9 That was an issue that's been floating
10 around for a while.

11 MR. NELSON: Yeah. It's not
12 unreasonable think that an old hospital building was
13 demolished and parts of it were placed both here and at
14 landfill 10.

15 For instance, if you look at -- on the
16 east side, this long test pit that was like a hundred
17 and something feet long, there were -- you know those
18 little five-sided tile floors where they're all put
19 together? It looks very -- like an industrial type
20 of -- or a hospital type of flooring.

21 There was a lot of that in this test in
22 that there were gauze rolls in this test pit. I mean,
23 we didn't see a lot of medical waste, per se.

24 MS. CHEEVER: That's what I was
25 wondering about, medical waste.

1 Did you see any?

2 MR. NELSON: No. Not at this site,
3 unless you found gauze.

4 So the take-home message for soil at
5 landfill 8 is we found a problem and we want to do
6 something about it. It's a lot worse than what the
7 Army had indicated. The site is much larger.

8 still a little smaller than what EKI had
9 said in '98, but quite a bit larger than what the Army
10 had indicated.

11 Also, as part of the five-year review
12 report, URS looked at thirty quarters of groundwater
13 monitoring data and compared them to our current
14 cleanup goals, and the period of monitoring expands
15 from '94 to June of 2003 and 5 on site well.

16 There was a little bit of a period of
17 time there where the Army transitioned to the trust.
18 There wasn't as much monitoring available, and we tried
19 to continue the monitoring.

20 The program really picked up in 2001, so
21 we have a good solid almost three years of monitoring
22 data that's recent.

23 Now the metal detected above goal in the
24 wells at landfill 5 include zinc, copper, chrome, lead,
25 nickel, mercury and barium.

1 A lot of these occurrences of those
2 metals occurred before 1998, and this -- this shows
3 some of those old pits in '96 and '95. You can see
4 lead at 3.8 as opposed to 3.2.

5 It's important to note that the cleanup
6 goal that applies that these sites is based on surface
7 water. They're not human health, you know, maximum
8 contaminant level goals.

9 So they tend to be a little bit lower,
10 but these are nevertheless the applicable goals for
11 these sites.

12 And this table just shows in some cases
13 you have, you know, some quite old data that indicates
14 some -- you know, anywhere from a slight elevation of
15 lead in '96 to quite a large hit of copper in '96,
16 mercury above goals, and then more recently in 2001, we
17 had some barium.

18 But for the most part, what the -- what
19 the -- what the document concluded was that there was
20 no real observable trend of contamination.

21 For instance, you know, all wells showing
22 a level of metals consistently exceeding goals, and
23 there were some explanations for some of these metals.
24 For instance, zinc and chromium.

25 For chromium, there are some of these

1 wells screened in the serpentinite soils, so as we know
2 from previous studies, that chromium tends to occur at
3 fairly high concentrations in those wells.

4 And then zinc, we had a problem with our
5 filters that were being used by our groundwater
6 sampling technician, and so from about 2001 to 2002,
7 there were quite elevated of zinc showing up at every
8 site, and then once the filters were changed, those
9 levels went back down.

10 So for the most part, we, you know, we
11 found a number of exceedences, but they were more or
12 less sporadic or infrequent, and in the last couple
13 years, there haven't much detections of above goal for
14 mercury, lead, copper or barium.

15 So the take-home message on groundwater
16 is based on all of this information that we have, we
17 feel fairly confident that, you know, there isn't a
18 continuing releasing source of something causing
19 problems, but these sporadic detections above goals are
20 certainly something to look into, and we continue to
21 monitor the site and will continue to monitor the site
22 through the RAP, and whatever the remedy is for the
23 site, whether it's clean closure or some sort of cover,
24 there will likely be a groundwater monitoring
25 component. So we'll have more data to study and

1 evaluate on the groundwater.

2 And any soil remedy that's implemented at
3 the site will have to be -- will have to be protective
4 of groundwater and take groundwater into account.

5 So I'm going to move on to landfill 10 if
6 anybody doesn't have any questions on --

7 MR. BERMAN: Just one question about
8 the -- the volume of -- of 8.

9 Is the bottom of the fill pretty much
10 well -- well established?

11 MR. NELSON: It's not -- you know, I
12 can't recall off the top of my head if it is. I know
13 that in one case, you know, we thought we knew
14 generally where the cemetery was, but we found a body
15 in a coffin or part of a body in part of a coffin at --
16 at an elevation that was not considered to be cemetery,
17 you know.

18 we expected to dig to a depth, find, you
19 know, native cemetery soil and then say three to six
20 feet beneath that you'd expect to find coffins, and I
21 think that would fall somewhere between twelve and
22 fifteen feet, and at nine feet we found a body or part
23 of a body.

24 So the fear is that the -- the fill and
25 the cemetery in some cases has become commingled which

1 complicates the digging, both in investigation and in
2 cleanup, but, yeah, that was -- you know, in -- in the
3 areas where we dug to the native and took samples, we
4 were -- where we did sample, we found not much impact,
5 but fortunately we were able to find -- you know, we
6 didn't want to find any bodies, but we did find one,
7 and I reported on that last -- last year, I think.

8 MR. BERMAN: So if your conclusion is
9 that the cemetery and the landfill have actually
10 commingled, as you -- the phrase you used, if -- then
11 presumably a clean closure operation would eventually
12 call for removal of part of the cemetery.

13 MR. NELSON: I don't know. I mean,
14 that's something that the FS has to look at. You know,
15 the FS has to look at -- it has to consider clean
16 closure, because that's something that all of our
17 landfill sites have been evaluated for in feasibility
18 studies in the past.

19 It has to consider no action, and if it
20 does consider clean closure, that's something you have
21 to take into account for, both cost and timing.

22 I don't think the trust necessarily
23 desires digging up the entire cemetery. What to do
24 with all the bones. There's over 500 merchant seamen
25 that were buried there. So it definitely complicates

1 the issue.

2 MR. BERMAN: Does that mean that -- that
3 some more analysis should be done as to really
4 determine whether there's full intermingling or maybe
5 you just had some bad luck where you did the test pit?

6 MR. NELSON: I don't -- at this point
7 I -- I don't know whether or not there's additional
8 plans. I don't anticipate anymore investigations, but
9 that's not to say that it isn't something that could be
10 significant.

11 It might be done as part of a remedial
12 design. It remains to be seen at this point.

13 I know that there is some desire on the
14 part of some of the archeologists to further study the
15 cemetery itself, but that's all contingent upon funding
16 and, you know, I don't know if that's going to be
17 available.

18 Doug.

19 MR. KERN: I appreciate you mentioning
20 the groundwater. At the last meeting I did raise some
21 questions about the groundwater, and I don't really
22 want to spend time here because I think the details are
23 technical, but I felt that there was a conclusion being
24 made that the groundwater was not going to be
25 necessarily part of a remedy.

1 There wouldn't be a groundwater remedy in
2 the focus feasibility study even examined, and it just
3 seemed premature to -- to do that.

4 But I appreciate your comments that
5 groundwater would be looked at and part of a soil
6 remedy.

7 I think, you know, there are cases that
8 could be made, and I guess if we do have a future
9 meeting, I'll need to bring some of that data that talk
10 about the groundwater and, you know, more esoteric kind
11 of details that not necessarily everybody would be
12 thrilled to visit.

13 So I just throw that out, but thanks
14 again for mentioning the groundwater.

15 MR. NELSON: Sure.

16 Okay. In the interest of time, I'm going
17 to keep moving forward here because I still have
18 landfill 10 to talk about and then the FS.

19 So at landfill 10, the emphasis on the
20 investigation -- let me -- I'll go through the
21 evaluation real quick.

22 Basically URS looked at the soil samples
23 that have been collected through a couple of
24 investigations, one in '90-'91 and one in '96. There
25 were no new soil samples collected for chemical

1 analysis in the five-year review investigation.

2 There were some metals determined:

3 Arsenic, lead under the paved portion of the site, and
4 also we found some petroleum hydrocarbons and some
5 PAHs, although semi-volatile organic compounds.

6 And also we don't know whether pesticides
7 were there. At the time when they did the
8 investigation, the Army -- they had much higher
9 detection limits than we use now.

10 So it's quite possible given the
11 similarities of materials in landfill 10 and the
12 similar nature of this site to many other landfill
13 sites, that pesticides are there, at least at low
14 levels, and if they're there at low levels like they
15 are in some cases at landfill 8, they probably exceed
16 goals.

17 But the landfill 10 soil investigation
18 really focused on evaluating the -- the type of debris
19 in the fill and also evaluating the -- the soil
20 material for engineering properties, and these test
21 pits had layers of -- of debris up to five feet thick
22 and it was very similar materials to what was found in
23 landfill 8.

24 So they advanced ten soil borings, five
25 in the parking lot and five on the slope. There's a

1 very steep west facing slope. I'll show it in the next
2 couple slides here on the map.

3 we wanted to look at the profile of how
4 the fill was placed. Studying the logs, we were able
5 to see in some cases a layering effect that sort of
6 dipped to the west or tilted to the west suggesting
7 that basically the fill material was placed on an
8 already sloping terrain, and we wanted to investigate
9 down to bedrock to try to find the most competent
10 material that could be tested for slope stability.

11 URS, if you look at their report, there's
12 quite a few cross-sections that were drawn based on
13 these test pits and borings to allow you to take a look
14 at what the profile of the landfill looks like.

15 This is what the landfill looks like
16 right now from a plan view. A lot of these little dots
17 that you see on the west side, those were hand auger
18 borings that were done at the till of the slope to try
19 and evaluate visually where there was fill and where
20 there was native soil, and then the ones that were
21 further to the east and north were the ones that were
22 done on the slope and in the actual parking lot.

23 The yellow line represents the area where
24 the parking lot is, and the green areas within that are
25 basically areas that include planting areas, and the

1 blue line represents the new estimated extent of the
2 landfill by URS.

3 A new monitoring well was installed. If
4 you look at that 135 groundwater contour, landfill
5 10GW100 was placed in the well -- in the landfill as
6 part of the investigation, since all the other wells at
7 the time were outside the boundary of the site.

8 So this site had less quarters of
9 groundwater monitoring to evaluate because the Army
10 petitioned for stopping monitoring after a certain
11 period of time.

12 They basically discontinued from 1997 on
13 and then we picked it up with our full program in May
14 of 2001, and like I said, we put in that fourth well,
15 and as part of the five-year review, we were able to
16 evaluate both the data that URS collected in December
17 of 2002 as well as the two of the quarters of
18 groundwater sampling from last year.

19 This table illustrates the heavy metal
20 exceedences. As you can see in someplace cases, there
21 are some recent hits of slightly above the surface
22 water, which is the applicable cleanup goal here.

23 There was one hit of beryllium. I think
24 this is the only one that's ever shown up. It's kind
25 of an anomaly. It's in one of the downgradient wells,

1 and we see chromium again. This is the highest
2 concentration found in landfill 10GW01, which is one of
3 downgradient well. That's a well that's screened in
4 serpentinite.

5 There's also been some historic organic
6 contaminants detected. There was benzene, toluene,
7 ethylbenzene and xylene from 1994, some diesel gasoline
8 in motor oil range, hydrocarbons in that same time
9 period, and there was some tetrachloroethylene in one
10 of the wells in 1994.

11 None of these things have been
12 duplicated, with the exception of diesel, which was
13 found in the first sampling event done in the new well
14 in 2002.

15 Diesel was found at 120 micrograms per
16 liter. A cleanup goal for that at this site is 50
17 micrograms per liter.

18 That didn't show up again in the two
19 subsequent rounds, so there may have been either some
20 laboratory or sampling error involved there.

21 Again, at this site, zinc came up as an
22 exceedence for several quarters between 2001 and 2002,
23 and once we changed the filters, we found these
24 exceedences went away.

25 MS. BLUM: Chris, was the applicable

1 cleanup level ecologically in this one?

2 MR. NELSON: Yeah. I think it is. It's
3 like the protection of ecological species in -- in the
4 creek.

5 MR. ULLENSVANG: It would be the surface
6 water, which is a common, human health and biological
7 health.

8 MS. BLUM: Okay.

9 MR. NELSON: Yeah. In some cases -- in
10 some cases the human health goal is lower than the eco,
11 but in most cases the eco is driving the cleanup or
12 driving us through this.

13 MS. PASSERO: Can I ask a background
14 question?

15 Did this groundwater, does the creek then
16 actually get the water from the ground?

17 MR. NELSON: Yeah.

18 MR. ULLENSVANG: That's the presumption,
19 yeah.

20 MR. NELSON: The idea is if you look at
21 the groundwater flow direction and --

22 MS. PASSERO: Okay.

23 MR. NELSON: -- you know, you have the
24 creek that flows -- if you look at the contours at the
25 bottom there, if you see that little hash mark with the

1 X's on it, that's a fence that represents the creek.

2 Thanks, Doug. So the creek flows down in
3 that area. So you can see the groundwater's flowing in
4 that direction.

5 MS. PASSERO: Okay.

6 MR. NELSON: One thing I wanted to point
7 out that I didn't before -- I'll show you real quick.
8 At 8 we were evaluating the groundwater -- this map
9 shows the groundwater flowing towards the southeast.

10 It's not necessarily entirely accurate.
11 URS found it to be this way. Different geologists
12 sometimes differ on the way groundwater's flowing.

13 Treadwell & Roloff has been doing our
14 monitoring for the past three years, has found that
15 there's a more of a groundwater divide where water
16 flows sort of in a generally southerly direction. Then
17 at some point it sort of splits. Some goes to the east
18 toward Mountain Lake, which is a surface water body and
19 therefore the applicable goals for cleanup of the
20 groundwater at landfill 8 are -- are surface water, and
21 then to the west, they're flowing towards a historic
22 sief and then also presumably the water there, although
23 quite a bit further downgradient, does flow into Lobos
24 Creek. I just wanted to point that out.

25 I'll try and move through this pretty

1 quickly, because we have some FS stuff to talk about.

2 So the picture at landfill 10 as far as
3 groundwater goes, not quite as clear. You know, there
4 were some exceedences of selenium arsenic in the -- in
5 the new well. The zinc in 2001-2002, we feel like we
6 have a handle on what that's from.

7 Mercury has consistently shown up in the
8 upgradient well, and well above that surface water
9 goal, and you see 1.5 micrograms per liter. Although
10 that was quite a long time ago, it's still showing up
11 above the cleanup goal in some cases, but it's -- it's
12 upgradient. So we're not seeing it consistently in the
13 downgradient well.

14 So it may not suggest it a mercury source
15 in the landfill, but there is something going on
16 because we did see that in landfill 8, as well.

17 There -- so, you know, we don't have an
18 identifiable trend, but, you know, there are definitely
19 some hand scratching issues going on with the
20 groundwater. So the same speech I gave you in landfill
21 8.

22 The evaluation by URS concluded that, you
23 know, the groundwater remedy was protective in terms of
24 continuing to monitor the site. They didn't think that
25 through an FS or RAP process we would -- we would

1 develop an active groundwater remedy like a pump and
2 treat system or something like that, but any new remedy
3 that's implemented in landfill 10 would have to be --
4 take into account protection of groundwater, and so
5 we'll look -- we'll be looking at that in the FS.

6 Lastly -- excuse me. Penultimately at
7 landfill 10, as part of the water evaluation, we looked
8 at surface water from a couple recent samples that were
9 collected.

10 One of the samples was actually taken
11 from a sief that flows from the north bank of the creek
12 into the creek. The other sample was actually taken
13 out of the creek.

14 We tried to get the closest surface water
15 flowing close to the landfill as possible in order to
16 sample it.

17 So at the -- at the -- let's see. We did
18 have an exceedence of the copper cleanup goal at one of
19 the sites, and that was -- that was from the further
20 away sample that was collected near 19th Avenue, and
21 that was from a north bank of the creek, and then the
22 sample of surface water that was flowing in the creek
23 closer to the landfill didn't have any of these
24 chemicals.

25 I think we had a detection of -- of a

1 metal, but it was still below the cleanup goal in that
2 particular case.

3 So it didn't appear that the landfill was
4 affecting the surface water quality from a metals or
5 hazardous substances release standpoint.

6 There wasn't a great amount of reporting
7 on the general chemistry and TDS and things like that,
8 but I know that those -- that data was collected as
9 part of the evaluation and it is in the data package in
10 the report.

11 Yes.

12 MS. BLUM: So that would include -- I
13 know you're looking for certain things in the water,
14 and this other report that you just mentioned, then,
15 would evaluate other things that you are not looking
16 for that are in the water?

17 MR. NELSON: No. There are things that
18 trigger a hazardous substance release or something you
19 would look for as an indicator of a hazardous substance
20 release, and then there are other things, just the
21 general chemistry like sulfates and dissolved solids
22 and nitrates and sodium and things like that that can
23 sometimes show whether or not there's some sort of
24 impact occurring.

25 MS. BLUM: All of the tests that we're

1 doing look for those dangerous chemicals or metals,
2 looking for all of those?

3 MR. NELSON: Right.

4 MS. BLUM: Okay.

5 MR. NELSON: I'm starting to hit the
6 wall here, so I'll try and push through this as fast as
7 I can.

8 So the last thing we did was URS
9 evaluated the slope stability of landfill 10, like I
10 said, and you can see in that map that there's quite a
11 very steep slope along the entire western portion of
12 the site, and they were -- they were tasked with doing
13 two evaluations: Considering the site under the
14 current or static conditions as it sits now, and then
15 looking at it, modeling it under an earthquake
16 condition where they actually evaluate all the
17 engineering properties of the soil and then they put it
18 into a model and they shook the site in a model to see
19 what it would do.

20 So part of their evaluation goals where
21 they had to determine from these earthquake conditions
22 what the peak ground acceleration would be; in other
23 words, what -- what kind of acceleration rates would
24 you see the shaking and the type of movement that you
25 expect.

1 And then what they had to do was they had
2 to apply a factor of safety to that evaluation to
3 determine whether or not the -- the slope was stable.

4 In plain English, basically the slope is
5 stable as it currently sits. I mean, most of the
6 settlement has already occurred or has attenuated.

7 You can see if you walk the site, there's
8 a fairly lumpy surface in some cases on the parking lot
9 where there's been some settlement and the -- there's
10 actual divits, you know, of settlement underneath the
11 asphalt, but for the most part, they evaluated that the
12 site was pretty stable as it sits.

13 However, looking at the site under
14 earthquake conditions, on a fairly large seismic event
15 like a 7 or 8.0 earthquake, there was the possibility
16 of a -- what they call localized deformations, which is
17 basically, you know, slumping areas or sliding areas
18 along the slope.

19 The model was not able to predict
20 specifically where that was, and the model didn't look
21 at other failure modes, but for the most part, it found
22 that, you know, generally there was a possibility of a
23 failure at the slope under -- under these earthquake
24 conditions.

25 So the conclusion in the landfill 8 and

1 10 report were that, you know, based on this extensive
2 evaluation of all this data dating back to 1991 and the
3 new data that we selected, we have exceedences of
4 certain chemicals above our cleanup goals in soil and
5 we have some slope stability issues at landfill 10, and
6 in addition, the assessment was that the groundwater
7 remedies appear protected based on all the monitoring
8 that was done, but that notwithstanding, the FS will
9 still look at groundwater as something -- you know, a
10 component of the remedies.

11 I'm just going to push through and talk
12 about the FS that's coming up. What are we going to do
13 in this FS?

14 Well, you know, we -- you know, we've
15 determined from this five-year review that these
16 remedies are not protective, so we need to do something
17 because we can't leave the sites the way they are.

18 So we're going to basically identify and
19 evaluate brand new remedial alternatives for each of
20 these sites given this new information.

21 Now, the focused part of -- of the
22 feasibility study is -- for most people who sat through
23 my presentation last March on the feasibility study
24 process, this is going to look at a lot -- a lot fewer
25 alternatives because we basically screened a lot of the

1 universe of alternatives for cleaning up sites at the
2 Presidio out in the main installation FS, so there will
3 be less alternatives to look at, but nevertheless we're
4 required under the law to look at no action and clean
5 closure and the like.

6 so there will be an opportunity to
7 identify new possible remedies for these sites, and
8 like any FS, these remedies, these alternatives that we
9 come up with still have to go through the detailed
10 analysis that look at those nine different CERCLA
11 criteria, and then following that process, we'll have,
12 you know, an identified for further remedial action
13 that we select in -- in the FS and then we carry that
14 into a Remedial Action Plan.

15 So what's coming up as far as our to-do
16 list for this FS in the next month?

17 We've got the EKI and Golder team
18 reviewing the five-year report. We have to identify
19 remedial action objectives that these remedies must
20 meet.

21 We have to determine a list of ARARS for
22 the applicable laws and regulations that the remedies
23 have to comply with.

24 The assembly and screening of remedial
25 technologies used for landfill sites has more or less

1 been done in most cases because the main installation
2 FS did a lot of that, and these sites represent similar
3 characteristics to other Presidio landfills.

4 However, in landfill 10, one of the
5 technologies we'll be looking at is something that
6 addresses the slope stability issue, because none of
7 our other landfills have really had to worry about that
8 as much.

9 we did development of screening
10 alternatives. I mentioned that, and then at the next
11 committee meeting, we'll really be able to sort of roll
12 up our sleeves and talk about what these alternatives
13 might entail, what they might look like and get some
14 description of them.

15 So the goals of that meeting is we're
16 going to, like I said, identify these alternatives.
17 These alternatives will be focusing on soil, but the
18 soil remedies, you know, must be protective --
19 protection of groundwater, and once we complete this
20 FS, we'll have these identified preferred remedies that
21 we can put forward into a RAP.

22 Following that meeting, we'll get the
23 draft FFS out. Your input will be taken into account.
24 we'll present that document to the agencies in the RAP
25 and -- and then EKI/Golder is going to work immediately

1 on starting the design similar to what we've done at
2 other sites out here where we kind of work in a tandem
3 process.

4 They need to prepare a design criteria
5 for it, because right now, they don't really know what
6 the remedies are going to look like. It's a little
7 premature to start designing something.

8 That RAP process offers the public
9 comment opportunity for our preferred alternatives,
10 much like we've had for hill site 6A and Baker Beach 3
11 and hill site 5 and landfill 4.

12 And then moving forward, once we have
13 this RAP a little bit more under -- under, you know --
14 we understand what these remedies are going to look
15 like and we can proceed with a little bit less risk.
16 We can issue this design criteria for it and get
17 started on the preliminary phase of design.

18 we're shooting for remedy implementation
19 by next year, so it's a pretty aggressive schedule, and
20 a lot of it is, you know, -- part of it is being driven
21 by schedule and agreements with the park service that
22 go back to our MOA in 1999.

23 Part of it is the desire of the trust to
24 get this work done, because we want to try and get
25 our -- meet our schedule as much as possible, and part

1 of it is also being driven by the fact that we have
2 future use considerations for this site.

3 You have a development proposals in
4 place, and so we're trying to work as quickly as we can
5 within the legal, you know, confines of this type of
6 work to get the work done and facilitate the reuse of
7 the site.

8 MR. KERN: What do you think would be
9 the draft FS? When do you want to see that hopefully
10 coming out?

11 Presumably that would have incorporated,
12 you know, discussions with us.

13 MR. NELSON: Probably like six to eight
14 weeks after that committee meeting. So we're talking
15 April, April/May.

16 MR. KERN: Okay.

17 MR. NELSON: I mean, probably they'd be
18 able to spit out a draft to Brian and I, you know,
19 within six weeks, and then within maybe another two
20 weeks to a month to get it to you.

21 So we're moving fairly quickly compared
22 to, say, the main installation which took a couple of
23 years.

24 MR. KERN: Right.

25 MR. NELSON: But this is only two sites,

1 SO --

2 And I believe that that is all I have to
3 say unless anyone has any questions.

4 MR. BERMAN: I guess I'm still confused
5 about how you're going to handle the -- the cemetery.

6 Is that going to be something that will
7 come out in -- in the FFS?

8 MR. NELSON: Yeah. Yeah. I mean, we're
9 going to have to evaluate the presence of the cemetery
10 and how that impacts the clean closure remedy. We're
11 even going to have to evaluate how -- how it impacts,
12 say, if we wanted to just consolidate the landfill in
13 place and move those wings in. That's something we
14 might consider. What if we hit bodies doing that, you
15 know? Cost and schedule impacts.

16 I mean, I was in the field every time
17 they found a bone and I can tell you firsthand that the
18 coroner from the City of San Francisco was none too
19 pleased to be coming out to the site dealing with
20 bones, so we'd have to have a whole plan.

21 If we did a clean closure remedy, we'd
22 have to have a whole plan in place to deal with every
23 time we have a bone, what are we going to do?

24 There are significant cultural issues
25 that come up with disturbing a cemetery that a lot of

1 people have sensitivity to. The trust has it. There
2 are organizations in the City that have it. So it's
3 definitely a factor that complicates choosing a remedy
4 at landfill 8, you know. It's something we have to
5 keep in mind.

6 MR. BERMAN: Yeah. Presumably in the
7 FFS you'll have evaluate the cost of doing all of that.

8 MR. NELSON: Absolutely.

9 MR. KERN: Mary and then Jan.

10 MS. TRIGIANI: A question about the --
11 the boundaries between the cemetery and the waste.

12 what -- I know you mentioned this briefly
13 before, but the landfill was created on top of the
14 cemetery or around --

15 MR. NELSON: Correct.

16 MS. TRIGIANI: -- it?

17 MR. NELSON: The cemetery was started in
18 the late 1800s and went into about the 1930s, I'll say.
19 Toward the end it fell into a state of disrepair.

20 If you look at aerial photos, you can see
21 the grave stones had fallen over, the fence had fallen
22 down. Basically it was abandoned.

23 MS. TRIGIANI: Okay.

24 MR. NELSON: Then there are photos
25 showing disturbance of the area and waste placements,

1 et cetera.

2 MS. TRIGIANI: Disturbance being?

3 MR. NELSON: You know, material placed
4 there. Vegetation had been moved and what not.

5 The only thing we have is -- is records
6 from the preliminary assessment and aerial photos and
7 then from the investigations that have been done.

8 MS. TRIGIANI: Okay. Thank you.

9 MR. KERN: Jan.

10 MS. MONAGHAN: Just for your
11 information, the Legion of Honor had a whole cemetery
12 under their building when they did the seismic upgrade
13 and they relocated everybody to Colma.

14 MR. NELSON: Right.

15 MS. MONAGHAN: There might be some
16 historic information that you can use for your
17 budgeting purposes and scope.

18 MR. NELSON: Thanks. We'll definitely
19 try and find out about that.

20 MS. MONAGHAN: Yeah.

21 MR. KERN: I definitely -- before we go
22 on, I'd like to thank you, Chris, for coming out
23 tonight to present all this given that you weren't
24 feeling well.

25 MR. NELSON: I'm sorry I didn't have any

1 pictures. I know that sometimes it's really helpful
2 especially when you're looking at test pits and the
3 like.

4 MR. COOPER: You have pictures.

5 MR. NELSON: There are pictures in the
6 report, and I might be able to scare up some pictures
7 for the next meeting.

8 Although unfortunately I have to
9 apologize in advance. Due to some volunteer activities
10 that I'm involved in outside of work, I can't make it
11 to the next RAB committee meeting, so Craig will be
12 handling it along with someone from EKI. Drill this
13 guy over here.

14 So I think without further adieu, we
15 should probably move on to the next portion of our
16 meeting, which is the monthly update.

17 Do you want to do this whole thing or do
18 you want me to do my slide?

19 MR. KERN: I'll do it.

20 MR. COOPER: Okay. Do we want to do it?
21 It's 9:20.

22 MR. KERN: I know that a couple of RAB
23 members have mentioned particular subject areas of
24 interest, say the budget and schedule and update on the
25 job search thing.

1 MR. COOPER: Do you want to just skip to
2 those things?

3 MR. KERN: Unless there are other
4 highlights that you think we ought to hear about, but
5 if it's --

6 MR. COOPER: That's fine with me.

7 MR. NELSON: That will take you to the
8 very end.

9 MR. COOPER: You have your handouts.
10 You can read it over and you can e-mail me if you have
11 any questions that you read in -- in your handout.

12 MR. ULLENSVANG: You might want to
13 mention what's going on up there.

14 MR. NELSON: Yep. Going there. The
15 photos. Old Baker Beach 3.

16 MR. COOPER: You can see at Baker Beach
17 3 there's two things going on. This is from last week.
18 Chris.

19 MR. NELSON: I just wanted them to see
20 the slide that talks about what's going on.

21 MR. COOPER: So we have a final RAP with
22 DTSC that I need comments on and, you know, so we can
23 get signatures on that RAP, and then with respect to
24 the design, DTSC asks that we do a slope stability
25 evaluation to make sure that the clean closure work can

1 be done in a safe manner.

2 So we immediately jumped on that, and
3 that's what you see the photo of and we'll talk about
4 that in a second.

5 And then in the third bullet, we started
6 to remove the trees and brush from the site, and that
7 just started a couple days ago. It's a big event, but
8 we need to get the trees and brush removed before March
9 1st, which is the beginning of bird nesting season.

10 So if you walk by Baker Beach 3, you'll
11 see several signs up. We did notification letters. We
12 did e-mails. We had a whole very -- pretty elaborate
13 communication strategy that the trust developed to get
14 the word out, basically to remind some folks that we
15 told them last year, hey, this is really happening and
16 to -- especially the signs for the park users that jog
17 and walk by that area, and we've gotten some phone
18 calls already from people that read the signs and --

19 MR. ULLENSVANG: The work is quite
20 dramatic out there.

21 MR. COOPER: Yeah.

22 MR. ULLENSVANG: There's a very large
23 crane lifting the trees out.

24 MR. COOPER: So this -- this drill rig
25 is for the slope stability evaluation. So they're --

1 they're boring down through the waste taking cores out,
2 getting all the way down through waste to the native
3 soil and taking special types of samples; not for
4 chemical analysis this time, but basically looking
5 for -- at the strength of material, the strength of the
6 waste and the strength of the native soil underneath
7 the waste to make sure that it's going to all hold in
8 place while we dig it up. So there's some nice
9 pictures.

10 So these drill rigs are now gone and
11 those samples have been taken to the lab and so we're
12 going to be working on getting that data to write up
13 the slope stability report.

14 Now if you go to Baker Beach 3, you will
15 see this big crane. It will be there for another day
16 or two, and that crane is being used by Marin Arborists
17 Company. It's a subcontractor that we're using to
18 remove the brush and the trees.

19 So they're using the crane to -- you
20 know, to take the trees down and to load them on the
21 trucks.

22 So I would say probably by the end of
23 next week, Baker Beach 3 will be smooth. It will be --
24 when you drive by, you'll go (noise). What happened?

25 MR. NELSON: It will be a dropoff.

1 MR. COOPER: It will be dramatic. I
2 think the phones will be ringing a little bit. People
3 will be a little bit -- you know, you guys won't be
4 calling because you've been hearing about this forever,
5 but the rest of the world hasn't been hearing about it
6 forever.

7 MS. SEGAL: Where are the trees going?
8 Is that what people are going to be asking?

9 MR. NELSON: The chipper.

10 MS. SEGAL: We're chipping?

11 MR. COOPER: We're chipping it and it's
12 being recycled right on Presidio, yeah.

13 MS. SEGAL: Used for landscaping here?

14 MR. YOUNGKIN: They'll call about
15 cutting them down.

16 MS. SEGAL: Right.

17 MR. COOPER: Okay. So that's the Baker
18 Beach 3 story. That's kind of hot, exciting stuff.

19 MR. ULLENSVANG: Your neighbors may ask
20 you about it because it is quite -- as you drive by
21 Lincoln, it's quite dramatic. Big crane.

22 MR. COOPER: You can't miss it.

23 MR. NELSON: If we leave it there long
24 enough, the birds might even nest on it. There might
25 be some birds calling wondering where their trees went.

1 MS. CHEEVER: Since people might be
2 asking questions, can I -- do I understand from this,
3 when you say construction might start in April, do you
4 mean removal from the landfill?

5 MR. COOPER: Correct. Removal of the
6 landfill. That's contingent that our slope stability
7 report is satisfactory and okay with DTSC. That will
8 be the earliest start date that we're shooting for at
9 this point.

10 MS. SEGAL: You don't have the slope
11 stability report back yet; right?

12 MR. COOPER: We just pulled this out
13 last week.

14 MS. SEGAL: But they put the big crane
15 out anyhow?

16 MR. COOPER: The big crane is for the
17 trees.

18 MR. ULLENSVANG: The crane is on the
19 flat part.

20 MS. SEGAL: Ah, thank you.

21 MR. ULLENSVANG: It's reaching out to
22 grab trees from the lower part --

23 MS. SEGAL: Okay. Thank you.

24 MR. ULLENSVANG: -- and lifting them up
25 to avoid dragging them across the ground.

1 MS. SEGAL: Okay.

2 MR. COOPER: Okay. A budget target. So
3 we've got a whole bunch of resumes in, and I've put
4 together a list of my favorite candidates and I've sent
5 it to the -- the new acting CFO.

6 We have a new chief financial officer at
7 the trust and -- who's going to help me interview the
8 candidates, so she's really busy, as you can imagine,
9 taking on these new responsibilities.

10 So hopefully we can start making some
11 phone calls and getting some people in and to hire
12 someone.

13 And my e-mail to Zurich, because I know
14 you guys asked about that. It is -- it got stalled in
15 legal for a while. It's now popped out of legal. I
16 got to put in a couple things, so I'm going to be e-
17 mailing that to Zurich to get the costs of the
18 financial analyst endorsed on to the -- our cost
19 overrun insurance policy.

20 So Zurich knows it's coming. They're
21 just waiting for me to send it. But we wanted to make
22 sure that it was very well written, and what we're
23 basically doing out of respect to Zurich, we're showing
24 what -- what costs we would incur if we had a
25 contractor, we contracted out these -- this work versus

1 doing it in-house, and pros and cons and just an
2 analysis of the whole thing. It's just not a little
3 two-sentence request.

4 So, you know, our goal is still March to
5 hire someone, and let's see if we can keep to that.

6 On schedule. This is just an update. I
7 think I've handed out -- last month I handed out our
8 new construction start bar chart that hopefully
9 everyone can hang on to.

10 That's -- that's valid for a while, and
11 this kind of highlights just a couple things. I've
12 asked for a couple time extensions with DTSC and the
13 regional board on a few things, but nothing of note to
14 say about the schedule.

15 There is something else that I'm
16 surprised no one's asked me about. I promised a letter
17 to you today in response to your comment letter on the
18 feasibility study.

19 The letter is -- obviously I haven't -- I
20 have failed you on this. I'm waiting to be censured.

21 The letter is --

22 MR. NELSON: Failure or unsuccessful.

23 MR. COOPER: I have been unsuccessful.

24 I would like to say the letter is written, but I only
25 basically gave the letter to Brian yesterday, and we

1 can't expect -- it's an eight-page long letter.

2 I put -- I wrote it myself. I didn't
3 have a consultant write it. It's not -- so -- so you
4 can't Brian to read this and concur all within 24
5 hours.

6 So I really got a little bit behind
7 schedule, so it -- it will happen in February. At
8 least the part hard part's done. Now I just need to
9 talk to Brian about getting it out the door.

10 So --

11 MR. KERN: So it's Brian's fault.

12 All right. Let's -- I think one way to
13 capture the rest of this report is if people review the
14 slides and bring questions to the committee meeting.
15 If you spot anything, that would be a way to handle it.

16 MR. COOPER: Yep. I'll be at the
17 committee meeting.

18 MR. NELSON: I'd like to say something
19 about Mountain Lake.

20 MR. KERN: Okay.

21 MR. NELSON: We have recently received a
22 proposal. As you know, we did some work last year with
23 URS on the design documents, and we work with a lot of
24 stakeholders to help identify some of the preliminary
25 issues associated with remediation.

1 we've quite hemmed in at that site. We
2 don't have a lot of off-site areas to do staging and
3 processing and what not and we went through a process
4 of identifying some areas at the lake and near the lake
5 to stage construction equipment, to store sediments
6 that need to be dewatered and stabilized and loaded, et
7 cetera. So that process is done.

8 So technically you could say we really
9 have initiated the design. We're probably ten, fifteen
10 percent along.

11 In order to really fill the last data
12 gaps, we need to do some additional sampling. We need
13 to find out more about the pesticide concentrations,
14 particularly in the areas that lie outside of the
15 identified area of concern, and we also need to look at
16 the characteristics of the lead contaminated
17 sentiments.

18 We have to do some full water analysis
19 and we need to do some, you know, hazardous waste
20 characterization sampling just to get an idea of how
21 much hazardous waste and what exactly to do. Is it
22 RCRA? Is it California? Because that's going to
23 determine cost.

24 So the proposal just came in from them to
25 do this sediment characterization. I'm going to

1 approve it and get it through the procurement process
2 as soon as possible.

3 we'll hopefully get a field sample plan
4 out in the next couple of months and try and get in the
5 field in summer. Once these data gaps are filled,
6 we're further down the road being able to get some more
7 design work going, and at the same time, this summer
8 we're going to start the process of hiring a contractor
9 to write RAP 5?

10 MR. COOPER: Mm-hmm.

11 MR. NELSON: That will include Mountain
12 Lake.

13 So we're making progress. We're not
14 turning a deaf ear to what's going on out there, and we
15 have plans to keep going forward, and at any time, if
16 somebody from the RAB or a group of you would like to
17 come out and see all the great work that's being done
18 in terms of restoration, a tremendous amount of good
19 stuff has been done on the natural resources and
20 cultural and recreational side to restore great
21 portions of the great shore, lake shore and we'd be
22 glad to do that to show you and talk about future
23 plans, like the east arm and that sort of thing.

24 So please keep that in mind.

25 MR. KERN: Thank you. Thanks for the

1 report. I'm trying to move the rest of the agenda
2 here. We don't discount that you actually prepared all
3 these things. We appreciate that you prepared the
4 report.

5 Item 6, Bob, anything that you have?

6 MR. BOGGS: We're good. Jim? Okay.

7 MR. KERN: Item number 7, George, yeah,
8 he's still here. He has done some work on the archive
9 search report, and I just thought maybe he could relate
10 a few of those things as a last minute agenda item.

11 MR. DIES: So Doug asked me to take a
12 look at it. I regret I wasn't here when it was
13 presented.

14 I had an interest in Baker Beach, and two
15 things came out of my perusal of the documents. One,
16 that's an extremely thorough job, so, you know, the
17 people who did it are to be commended.

18 I think the bulk of it is just to prove
19 that they did a thorough job, so, you know, this is as
20 good as it gets, but there are two areas of concern:
21 one that are -- I believe Todd just handed to me the
22 firing ranges, and I was unable to identify exactly
23 where they are.

24 MR. NELSON: Mm-hmm.

25 MR. COOPER: Mm-hmm.

1 MR. DIES: But I would suggest that they
2 be located.

3 MR. NELSON: I can address that.

4 The Remedial Investigation -- we were
5 going to talk about this a little bit. The Remedial
6 Investigation for the firing ranges, the five that were
7 investigated last year --

8 MR. DIES: Right.

9 MR. NELSON: -- the report just came
10 out. In fact, don't let me forget. I have copies for
11 the normal recipients tonight, Bob and Jim and Doug and
12 Mark, and they tried to correlate what was known both
13 from the ASR, the RI work and the site inspection, and
14 I believe that it substantially addresses those
15 question marks.

16 Some of them were already talked about in
17 the SI.

18 MR. DIES: Right.

19 MR. NELSON: And I think some of them
20 may have been confusing locations with other places.

21 Did you want to add anything to that?

22 MR. ULLENSVANG: No. I think it would
23 be interesting to sit down in the five you think aren't
24 there to just confirm --

25 MR. DIES: They have a chart. So it's -

1 MR. KERN: I haven't seen them.

2 MR. ULLENSVANG: There were some that
3 aren't in the firing range. Just make sure we're all
4 on the same page.

5 MR. NELSON: There's a couple of firing
6 ranges in the FS, one of them being an indoor range and
7 then the other one being the 633.

8 we did have Treadwell look at that table
9 and it didn't bring up any issues for them, but
10 certainly not that they have the final word on it.

11 MR. DIES: The more concern -- the area
12 of greater concern, the two consultants that flew out
13 from St. Louis tried to locate this gas chamber where
14 chemicals were both stored and used for testing and
15 training through the '80s and were unable to find it,
16 and I wonder -- I asked Chris earlier or Craig, any
17 chance that it's been located?

18 They know it's near Battery Chamberlain.

19 MR. ULLENSVANG: That was located.

20 MR. COOPER: It's just not in existence
21 anymore.

22 MR. DIES: I know the building.
23 Otherwise it would be a lot easier.

24 MR. ULLENSVANG: The fuel tank -- the
25 trust removed the fuel tank for the gas chamber --

1 MR. COOPER: Right.

2 MR. ULLENSVANG: -- about a year ago.

3 MR. COOPER: We found it.

4 MR. DIES: Did they test for anything
5 else?

6 MR. COOPER: When we removed the fuel
7 tank, no. No. But we ended up -- when we found the
8 fuel tanks, this is in that forested area uphill from
9 Battery Chamberlain.

10 MR. DIES: About 250 feet there.

11 MR. COOPER: So when we found the fuel
12 tanks, we're like, wow, fuel tanks are generally
13 related -- they're generally related to buildings, so
14 it caused us to, you know, pull some old -- went to the
15 archives and we saw a drawing for something called a
16 gas chamber, and I believe that it's talked about in
17 the archives where they put soldiers in a room, you
18 know, for them to practice their gas masks.

19 So it's not -- it's for that type of use.

20 MR. DIES: And it stored all sorts of
21 stuff through the '70s and '80s.

22 MR. COOPER: Right. So, yeah, there are
23 some sites in my -- just in -- in response, I think
24 that you make some good points.

25 My two comments -- our biggest comments

1 to the Army on that archive search report are we need
2 to better id -- you know, identify locations of some
3 sites, and especially every -- and -- and -- and make
4 sure that everybody that you bring up here, let's
5 crosswalk, because some have been -- some have been
6 investigated.

7 Some have been investigated through the
8 PASI process, never taken to the ORI like firing
9 ranges. So make sure that we don't get any sites slip
10 through the cracks.

11 So I recommended that, you know, you put
12 together a table. So every site that's brought up,
13 that you can crosswalk and find out what's its status,
14 where is it, do we need to do more work to locate its
15 exact location, and -- and if you already knew where it
16 was, has it already been investigated? So nothing
17 slips through the crack.

18 MR. DIES: I guess my last question is:
19 You guys look for chemicals of concern.

20 MR. COOPER: Right. That would be the
21 next --

22 MR. DIES: Was the soil around the gas
23 chamber ever tested for these agents?

24 MR. COOPER: No.

25 MR. DIES: There's plenty of agents --

1 MR. COOPER: No.

2 MR. DIES: It's a new -- for residue,
3 and shouldn't the Army be assisting in that?

4 MR. COOPER: The Army will be
5 responsible to do the testing at -- at any site that --
6 that's where -- we'll be developing -- in my opinion
7 there'll be sites that will -- once they kind of come
8 up with this matrix table, that they'll be sites that,
9 you know, we need to some samples, some soil samples.

10 whether the gas chamber will become a
11 test site or not, I'm not too sure. You know, let's
12 see. I wouldn't be surprised if it is.

13 MR. DIES: Right. I would highly
14 recommend you get the Army out there.

15 MR. COOPER: Right.

16 MR. BOGGS: That's actually the next
17 phase of the Army's work is they I believe told us in
18 December they would have their risk assessment, which
19 basically takes the results in the archive search
20 report and they look at it and say, "well, based on all
21 this information, we need to do this, this," or they
22 may decide they need to do nothing at all.

23 And so we are anxiously awaiting that to
24 see what they do propose and I imagine there will be
25 some discussions regarding is this sufficient? Are we

1 looking in the right places, et cetera.

2 MR. COOPER: Yeah. I wrote a letter to
3 the Army saying A --

4 MR. DIES: Where is it?

5 MR. COOPER: Yeah, and I've now even,
6 you know, called Bruce and said, "You need to respond
7 and at least at a minimum write me a letter back saying
8 this is going to be our next steps. This is what we
9 need to do next" just so everybody knows that we're
10 still working on this and you haven't just disappeared
11 on us.

12 MR. DIES: I would just note the
13 brouhaha over the mustard gas which created quite a bit
14 of work and created quite a bit of publicity was in a
15 totally random infantry training site --

16 MR. COOPER: Mm-hmm.

17 MR. DIES: -- versus an identified
18 chemical weapons storage area that probably hasn't been
19 fully investigated, so --

20 MR. COOPER: That's a good point.

21 MR. DIES: -- it merits further
22 investigation.

23 MR. KERN: Jan, do you have something?

24 MS. MONAGHAN: You will be encouraging
25 the Army to let you do all the testing and research;

1 right? They're not going to be bringing their own
2 people back in?

3 MR. COOPER: Oh, I think they'll bring
4 their own people back out. I think the Army --

5 MR. NELSON: They have responsibility
6 under the MOA to do that.

7 MR. DIES: I don't think your
8 contractors know how to find that stuff.

9 MR. YOUNGKIN: It will be oversight.

10 MR. COOPER: They're going to be hiring
11 contractors, but, yeah, Jan, it will be an Army
12 program. That's the way it's envisioned at this point
13 in time, and get ready for that, and it's happening at
14 the Presidio, so I think that the Presidio RAB has
15 jurisdiction for, you know, community and citizen
16 oversight of that, too.

17 MR. DIES: I'm glad you know the exact
18 location of the gas chamber.

19 MR. COOPER: Mm-hmm.

20 MR. DIES: Good.

21 MR. KERN: Thanks, George, for checking
22 this report out, and I think we'll have a -- an action
23 item that, you know, will generate some sort of letter
24 to document what you found.

25 Let's review the action items so we can

1 get out of here, and thanks for your response to George
2 on that off-the-cuff.

3 We're going to submit the Freedom of
4 Information Act letter and we're expecting no charges
5 to be sent to us. We're going to work on our Mountain
6 Lake letter with improvements and get that out as soon
7 as possible after circulating again, and then I think
8 we'll -- I just made a note to do this archive search
9 report documentation letter.

10 We've got at our next committee meeting
11 moving on to item number 9, landfill 8 and 10,
12 groundwater monitoring -- general discussion area,
13 probably brainstorming and some discussion regarding
14 the remedies, landfill 8 and 10.

15 MR. COOPER: Right.

16 MR. KERN: And I guess by then it will
17 be good to have some more information to share from my
18 perspective on the groundwater, so I'll try to bring
19 that along.

20 Any other items? Yes.

21 MS. SEGAL: Just something that we might
22 want to put a tickler based on what Chris said when --
23 on the restoration -- looking at the restoration
24 activities at Mountain Lake.

25 when the weather -- when the -- when it's

1 still light, like till six o'clock, seven o'clock --
2 till seven o'clock before a committee meeting maybe we
3 could do a Mountain Lake look before a committee
4 meeting that starts at 7:00 out, which is sort of out
5 there, unless you want -- unless you thought we should
6 see it sooner than that.

7 MR. NELSON: I'd like to have it --

8 MS. SEGAL: Are you recommending sooner
9 than --

10 MR. NELSON: -- staffed by someone who
11 actually does this on-the-ground work everyday, so we
12 might have to do it a little bit earlier --

13 MS. SEGAL: All right.

14 MR. NELSON: -- if that's possible.

15 I mean, Brian Hildebile is the guy that
16 works for the park service. He does all the work in
17 the field of -- everything from doing erosion control
18 to organizing thousands of hours of volunteers to do
19 native plant restoration.

20 MS. SEGAL: Maybe we can ask, not now,

21 MR. NELSON: Or I can talk from Michael
22 Bolin and see if someone from his staff would like to
23 participate, or he could.

24 MS. SEGAL: It doesn't have to be early
25 evening. It could be late afternoon depending on if we

1 can get enough people to come to see it.

2 MR. NELSON: Right. You might even be
3 able to do it on a Saturday, because I think he maybe
4 works on Saturday.

5 So whatever --

6 MS. SEGAL: Okay.

7 MR. NELSON: We can work it out.

8 MR. KERN: Okay.

9 MS. SEGAL: I just wanted to make sure.

10 MR. KERN: I've got it.

11 Are there any other items for discussion?

12 well, again, before we close, I'd like to
13 thank everyone for coming out tonight, particularly
14 those that aren't feeling well, our agency members that
15 are spending their time with us tonight and sharing
16 this information. We appreciate it very much.

17 And without objection, meeting adjourned.

18 (The meeting concluded at 9:44 PM).

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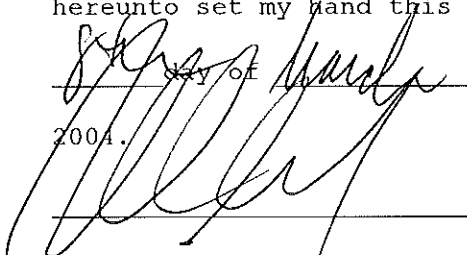
1 STATE OF CALIFORNIA)
2 COUNTY OF SAN FRANCISCO)

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I, the undersigned, hereby certify that I was the court reporter in the proceedings in the within-entitled cause.

I further certify that I am not of counsel or attorney for either or any of the parties in the foregoing meeting and caption named, or in any way interested in the outcome of the cause named in said action.

IN WITNESS WHEREOF, I have
hereunto set my hand this



City of _____
2004.

Mark I. Brickman CSR No. 5527

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PRESIDIO RESTORATION ADVISORY BOARD MEETING

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REPORTER'S TRANSCRIPT OF PROCEEDINGS

TUESDAY, MARCH 9, 2004

OFFICER'S CLUB, BUILDING 50

PRESIDIO, SAN FRANCISCO, CALIFORNIA

Reported by: Mark I. Brickman, CSR RPR
License No. 5527

BRICKMAN DEPOSITION REPORTING
564 MARKET STREET, SUITE 700
SAN FRANCISCO, CALIFORNIA 94104
(415) 788-5095 (800) 728-6903

ATTENDEES

RAB Members:

Doug Kern, Facilitator
Craig Cooper
Jim Ponton
Mark Youngkin
Tony Di Stefano
Julie Cheever
Gloria Gee
Karen Cleek
Sam Berman
Jan Monaghan
Julian Hulgren
John Budroe
Gloria Yaros
Michelle Passero
Jan Blum
Brian Ullensvang
Mary Trigiani
Tracy Wright
Jack Luikart
Edward Callanan

Public:

John Catts
Mark Frey
Lew Stringer
John Kaiser

BE IT REMEMBERED that, pursuant to Notice of Notice of the Meeting, and on March 9, 2004, at the Officer's Club, Building 50, Presidio of San Francisco, California, before me, MARK I. BRICKMAN, CSR No. 5527, State of California, there personally commenced a RAB Meeting under the provisions of the Presidio Trust.

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AGENDA

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1 CHAIRPERSON KERN: Welcome to the
2 Presidio Trust, our contractors, National Park Service,
3 our regulatory community members, which we have here
4 tonight, community RAB members and any members of the
5 public that are here tonight. Thanks for coming in.

6 Are there any agenda items that people
7 would like to add or change or anything of that nature?

8 I want to make sure at item 4B, we have
9 an opportunity to give you a little Mountain Lake
10 update.

11 All right. Moving on, any announcements?
12 Craig.

13 MR. COOPER: Yes. I have an
14 announcement.

15 CHAIRPERSON KERN: Had an announcement.

16 MR. COOPER: Oftentimes we find out. I
17 wanted to be sure.

18 So it is my understanding, even though
19 I'm relatively newbie to the RAB, is that April 2004 is
20 going to mark the RAB's tenth year of existence, plus
21 or minus.

22 MR. YOUNGKIN: No way.

23 CHAIRPERSON KERN: Completion of ten
24 years.

25 MR. COOPER: Correct. Completion of ten

1 years, correct. Completion of ten years.

2 So Sara Segal sent out an e-mail
3 suggesting that maybe we should do something to
4 commemorate the event, and so I've been e-mailing a
5 little ad hoc subcommittee on that.

6 So we're putting together some ideas
7 about, you know, things we can do to set aside ten or
8 fifteen minutes. It's not going to take up all night.
9 Ten or fifteen minutes to talk about the -- you know,
10 the RAB and its roles and its purpose and -- and
11 celebrate the ten years, and we might have special
12 acknowledgements for the longer term members and things
13 like that. Maybe some special guests. Who knows?
14 It's a wild card event.

15 MR. ULLENSVANG: Is Dave Woo coming?

16 MR. COOPER: He's not a special guest.
17 Army people will not be invited. No offense to the
18 Army, folks.

19 MR. YOUNGKIN: Okay. So when's the
20 party?

21 MR. COOPER: The -- the ten-year party?
22 I'm going to hand over to somebody else to do.

23 MS. WRIGHT: Should we meet like a half
24 an hour before the meeting and --

25 MS. TRIGIANI: Drink.

1 CHAIRPERSON KERN: Really a rip roaring
2 meeting, yeah.

3 MR. COOPER: Yeah.

4 CHAIRPERSON KERN: Well, it's very nice
5 of you to bring up that particular anniversary, and
6 some of us have been kicking around some ideas for
7 that.

8 One of them would be to generate a list
9 of all the people who had ever been on the RAB to kind
10 of acknowledge all the service that's gone into this
11 for ten years, making a timeline maybe of the ten years
12 and, you know, put significant events on there.

13 MR. YOUNGKIN: Milestones.

14 CHAIRPERSON KERN: Milestones.

15 So I've sort of been noodleing about that
16 a little bit with Mark, and if there's anybody that
17 would like to join in on that, and particularly like
18 memorable moments, maybe that could be another, you
19 know -- you know, hazing harassment by various people.

20 There were several incidents along the
21 way that were quite memorable. Mark was mentioning
22 some on the way over here tonight.

23 I think it would be kind of fun to have a
24 little discussion about that, as well. So --

25 MR. COOPER: Okay.

1 CHAIRPERSON KERN: -- let's -- there was
2 even an idea of inviting maybe some of the -- of the
3 older people who were not around.

4 You know, Michael Work from the EPA, he's
5 still in town, I think.

6 MR. COOPER: Yes, he is.

7 CHAIRPERSON KERN: And it -- it would be
8 really nice to have him here. Maybe we could generate
9 a list of people that we'd want to see. No offense to
10 the Army.

11 MR. COOPER: Right.

12 MS. WRIGHT: Ah, let's invite them.

13 CHAIRPERSON KERN: So anybody that would
14 like to participate, and I guess we'll kind of all be
15 coordinating.

16 who should be -- who's going to be in
17 charge?

18 MR. COOPER: That's a good point. Well,
19 right now myself, Brian, Tracy and Sara are kind of
20 bouncing around e-mails, and so we've got at least a
21 little bit of the celebration --

22 CHAIRPERSON KERN: Okay.

23 MR. COOPER: -- approximately, but not
24 the part that you've just talked about, so --

25 CHAIRPERSON KERN: Maybe we should join

1 in and e-mail to you for --

2 MR. COOPER: Okay.

3 CHAIRPERSON KERN: -- Any of us that
4 have those kind of ideas.

5 MR. COOPER: So do you want to be added
6 to the --

7 CHAIRPERSON KERN: Yeah.

8 MR. COOPER: I can show you parts about
9 what's been talked about before and let's see, yeah.
10 Let's start a new one. Let's -- in fact, let's start a
11 new one about this.

12 CHAIRPERSON KERN: Yeah.

13 MR. COOPER: Memorable moments of the
14 RAB.

15 CHAIRPERSON KERN: Memorable moments.
16 If we can generate a list of everybody that's been on
17 it.

18 MR. COOPER: Yes.

19 MS. WRIGHT: Can we add it to the
20 committee meeting --

21 CHAIRPERSON KERN: Yeah.

22 MS. WRIGHT: -- agenda?

23 And if we need to, we can always have a
24 little spontaneous coffee house meeting, like a small
25 group of people can get together and put some ideas

1 together.

2 MR. COOPER: So I can kick off an e-mail
3 to at least four or five members just kind of listing
4 the couple things that you've just mentioned, and we
5 can talk about it at the committee meeting.

6 CHAIRPERSON KERN: I would certainly be
7 happy to come over like to your offices, if you happen
8 to know if there's a file like -- called a RAB roster
9 that have ever been done or something like that.

10 MR. COOPER: I have been in contact with
11 Jan, and the membership committee person.

12 MS. MONAGHAN: I wasn't always the
13 membership committee.

14 CHAIRPERSON KERN: So maybe --

15 MS. MONAGHAN: I have a lot of those.

16 CHAIRPERSON KERN: You have a lot of
17 those? So I'll talk to Jan.

18 MR. COOPER: Okay.

19 MR. YOUNGKIN: There could be two
20 events. It could be the RAB meeting thing and the
21 committee meeting could be a separate event.

22 MR. COOPER: I would -- I personally
23 would like that and sadly I will not be in attendance
24 at the April RAB meeting.

25 CHAIRPERSON KERN: Oh, no.

1 MR. COOPER: I'm actually returning
2 on -- I'm taking a vacation, and April 13th is actually
3 my return day.

4 So theoretically -- I was just telling
5 Tracy. I take Super Shuttle from -- I'm arriving
6 sometime in the evening on the 13th, and so
7 theoretically I could take Super Shuttle here, so I
8 have a feeling I'll be a little jetlagged.

9 So if you have some -- so I'm not going
10 to make the April RAB meeting, but I'll certainly make
11 the April committee meeting.

12 MS. WRIGHT: Well ten maybe we could do
13 the formal reception and have the RAB achievements and
14 everything at the April -- this meeting, the formal
15 meeting, and then do the social part for the committee
16 meeting.

17 will that work?

18 MR. COOPER: Yeah.

19 MS. WRIGHT: That's something we can
20 throw around and talk about.

21 CHAIRPERSON KERN: Well, in any case, it
22 sounds like there are plans in the works.

23 MR. COOPER: Yes.

24 CHAIRPERSON KERN: Any other
25 announcements?

1 All right. Old business.
2 Moving on to committee business reports,
3 Mark.

4 MR. YOUNGKIN: Thanks you, Doug.

5 The planning committee met on Tuesday in
6 February. We have our regular planning committee
7 meeting. Michelle came from EKI with her colleague,
8 and the Presidio Trust was there. They gave us a
9 presentation on the landfill 8, landfill 10 feasibility
10 study.

11 It was quite interesting, interesting.
12 We had a long discussion about remedial alternatives,
13 basic framework of the groundwater and the soil
14 contamination.

15 Interesting meeting. Michelle answered
16 questions from everybody about the size of the landfill
17 and the borings and trench logs and all the scientific
18 data.

19 And then after that, it sort of segued
20 into a Mountain Lake discussion and cemetery
21 discussion. We talked about the cemetery at landfill 8
22 and sort of ongoing efforts to decide what to do with
23 the cemetery, and then we talked about Mountain Lake
24 and the efforts we're doing to send a letter to various
25 senators and representatives and Doug, I think that was

1 pretty much it.

2 So the next meeting is on the fourth
3 Tuesday of March.

4 MR. ULLENSVANG: 23rd.

5 MR. YOUNGKIN: We'll see you all there.
6 Thank you.

7 CHAIRPERSON KERN: Thank you, Mark.

8 All right. Moving on to item 4B,
9 Mountain Lake. I will pass this to Michelle.

10 MS. PASSERO: Thank you, Doug.

11 MS. BLUM: Oh, for crying out loud.

12 CHAIRPERSON KERN: We're getting formal.

13 MS. PASSERO: Well, as many of you know,
14 we did fax letters to all of the people that were cc'd
15 on the letter to Senator Dunn, and then during the last
16 meeting we agreed to follow-up calls to four people in
17 particular, and what we ended up doing is Doug took --
18 followed up on two people, Assemblyman Leno's staff as
19 well as Senator Burton's staff, and then I followed up
20 with Senator Dunn's staff as well as the consultant
21 that's on the budget committee, and I'll let Doug do
22 the follow-up.

23 You mentioned follow-up calls, but the
24 consultant that's on the -- that works with the
25 Democratic side of the budget committee is leaving as

1 of this week, and so there is no replacement, so
2 there's some delay in a lot of the hearings that are
3 scheduled for the budget committee hearings, including
4 ones that involve Caltrans' budget.

5 So Senator Dunn's staff person, Rhonda
6 Pascal, is the key person now with regard to committee
7 hearings right now as well as just fielding issues for
8 Senator Dunn, and she -- she left a message today
9 saying that she would go over the letter with Senator
10 Dunn sometime next week and then get back in touch with
11 me.

12 I did also find out that the first
13 Caltrans budget hearing isn't until April 14th and then
14 there's subsequent -- the budget committee meets every
15 Wednesday at 1:30, and there are at least several dates
16 that go into May that are completely open, so there's
17 still an opportunity to get this on the agenda for
18 discussion.

19 So that's it.

20 I don't know, Doug, if you want to follow
21 up.

22 CHAIRPERSON KERN: I've been making
23 calls and -- and making sure that they have received
24 the fax and I'm still getting to the right person. So
25 we're -- we're trading calls, but it's in process.

1 MS. PASSERO: Yeah. And there's
2 actually one more follow-up, and I just made copies of
3 this. I did a quick search, because I think, Craig,
4 you had mentioned the T21 grant program, and that's
5 available for Caltrans, and then there's another
6 program. That's the environmental enhancement and
7 mitigation program, and I made a copy for you, just
8 background information.

9 MR. COOPER: Right.

10 MS. PASSERO: The Planning and
11 Conservation League has a lot of information on
12 Proposition 180 funding, where they go do the program,
13 and so I have information on this in particular, and I
14 have an extra copy that I can circulate if people want
15 to take a look at it.

16 That's it.

17 CHAIRPERSON KERN: Very good. So that
18 process continues, and hopefully we'll work our way
19 through the various channels.

20 Not to put you on the spot, Jan, but we
21 had a conversation.

22 Did you have anything that you wanted to
23 say in connection with Mountain Lake?

24 MS. BLUM: Well, I started to read the
25 environmental assessment that the trust published on

1 the Public Health Service Hospital, and it did mention
2 in there -- I was surprised to learn -- that the trust,
3 whoever those persons might be, had already initiated
4 conversations with Caltrans about their preferred
5 alternative and its direct access from the Public
6 Health Service Hospital on to Highway 1, and it
7 occurred to me that we might want to find out who had
8 that convers -- who the parties were that had that
9 conversation and see if the Mountain Lake project would
10 somehow fit into that.

11 So that's as far as I got in my reading,
12 but there's -- that was probably the most important
13 fact other than there seemed to be remedial actions in
14 the EA already for the five landfills in the Public
15 Health Service Hospital, which I thought was quite
16 interesting, and I mean it's a very aggressive book and
17 I definitely would recommend everybody pick up a copy
18 and start reading it, but that was probably to me the
19 most salient point is the fact that the trust initiated
20 conversations about the access highway which is going
21 to be 400 feet north of the current intersection, and
22 I -- I think, roughly, that puts it right in the middle
23 of Mountain Lake. So that might work into our plans.

24 CHAIRPERSON KERN: Thank you.

25 Any -- does anyone have any other

1 information that they may have picked up about the
2 Mountain Lake EA or the Public Health Service Hospital
3 EA?

4 So that document, which is a separate
5 document, it's more of a development-type document.
6 It's not something that would be directly under our
7 jurisdiction, but it would be available in the trust
8 library.

9 Julie.

10 MS. CHEEVER: Well, one other piece of
11 information -- maybe Jan has already mentioned this in
12 the EA.

13 The trust has now scheduled its meeting
14 on April 14th -- do people know that -- on the Health
15 Service Hospital.

16 Environmental assessment. This is a
17 meeting that was originally scheduled for early in
18 March, maybe March 4th. So it's now postponed till
19 April 14th. That's the one time they're taking oral
20 public comment, and it's always good to use words
21 and -- spoken words as well as written words.

22 So if anyone reading the EA finds some
23 comments they want to make, I really recommend going to
24 that meeting to make them.

25 CHAIRPERSON KERN: Thank you.

1 MR. YOUNGKIN: It's also available
2 online, environmental assessment for Public Service
3 Hospital.

4 CHAIRPERSON KERN: Very good. Any other
5 committee business?

6 Thank you.

7 Moving on to 5A in the project update.
8 Craig?

9 MR. COOPER: Okay. I'm just going to
10 briefly highlight some project status of all of our
11 remediation sites, and please stop and ask any
12 questions if one of the projects sounds interesting and
13 you want more detail.

14 So as Mark mentioned, with respect to
15 landfills 8 and 10, we had our more detailed
16 discussions with EKI, the trust consultant who's doing
17 the focus feasibility study for landfills 8 and 10.

18 we kicked around various alternatives.
19 The draft alternatives that are being considered for 8
20 and 10 and got a lot of input from RAB members, and I
21 think we even added a new alternative for -- I forget
22 which one now. Sorry about that.

23 MR. YOUNGKIN: 4B.

24 MR. COOPER: Right, the 4B alternative.
25 So EKI is now in the process of working

1 on the feasibility study. And landfill E is also
2 having its own focused feasibility study, and our
3 consultant on that is CH2M Hill, and we're going to
4 have a very similar meeting to the one we just had with
5 EKI on 8 and 10.

6 we'll have that exact same type of
7 meeting for potential draft alternatives for
8 consideration in the focus feasibility study with -- on
9 landfill E.

10 So -- and that's going to happen this
11 coming RAB committee meeting.

12 okay. So briefly, I think, we talked
13 about small arms firing range. We're past the
14 investigation stage now and Treadwell & Rollo is the
15 trust consultant on this particular project, and they
16 are working on the feasibility study for those sites.
17 Wow.

18 Lots of feasibility studies going on, and
19 on Mountain Lake, we have a couple data gaps that we
20 want to work on filling up this summer with respect to
21 the remedial design.

22 So Chris Nelson, you know, is the project
23 manager on Mountain Lake and URS is our consultant and
24 they're going to be putting together a -- a draft
25 sample and analysis plan to go out and actually take

1 some more sediment samples in Mountain Lake.

2 I know that for sure we have a pesticide
3 data gap and I think we want to better characterize the
4 potential waste type if we were to haul it off and
5 dispose of it off-site. That's the sediments, that is.
6 So stay tuned for that.

7 And Chris also wanted to tell me that,
8 you know, there's been off and on talk about having,
9 you know -- of a tour of Mountain Lake, and if -- he
10 said if anyone is interested in taking a tour of
11 Mountain Lake with himself and Brian Hildebile, which
12 is the Golden Gate National Conservancy person for
13 doing the restoration work on some of the banks of
14 Mountain Lake, and those two can kind of walk you
15 around the lake and we can point out where the storm
16 drains are and where restoration work has already
17 occurred, and kind of where we think staging areas
18 might happen and stuff like that.

19 So if anyone's interested, raise your
20 hands and I'll have Chris Nelson send you an e-mail and
21 we'll set up a tour of Mountain Lake. Wow. Sounds
22 like almost everybody.

23 I'll have Chris e-mail the whole group
24 and it will probably be -- what did Chris say? I think
25 it's going to be an evening thing, like around 5:00,

1 5:30-type now that it's staying light later, it should
2 be okay.

3 Okay. Let me just make a note before I
4 forget and then. I'll e-mail everyone.

5 Nike swale, we talked about that. It's a
6 remediation site that's going to be up in the upcoming
7 RAP. We have two RAPs coming up now, but it's a - a
8 RAP that's going to be going out for public comment
9 this summer, and we need to get some better definition
10 of where the contamination is because it's a sensitive
11 area, and we got, you know, input from the RAB, you
12 know, to make sure that we look at all potential, you
13 know, kind of drainage channels.

14 They're coming off the Nike facility and
15 going into Nike swale and we think we've covered them
16 all and we got some data on that, and basically we've
17 identified a couple areas that might require like a
18 larger -- a slightly larger excavation, clean closure,
19 you know, area than what the FS talked about, but
20 nothing too shocking there.

21 At landfills 4 and 5, as you know, those
22 are two that we've already clean closed. There's a
23 couple issues that came up when we were putting
24 together the completion report and we met with DTSC on
25 February 19th and there was an errant pesticide hit at

1 landfill 4, and a zinc hit at fill site 5 that was
2 above cleanup standards.

3 So we're going to go back and do a little
4 pothole dig at both these sites. Both of these little
5 digs will not significantly affect the restoration work
6 that's already started.

7 We gave kind of a heads-up to the
8 restoration people in advance that this might be
9 coming, so they -- they knew not to plant plants at
10 fill site 4 at certain places.

11 So --

12 MR. BERMAN: A question.

13 MR. COOPER: Yes.

14 MR. BERMAN: Was the zinc level that you
15 found after the cleanup comparable to what was found
16 previously?

17 MR. COOPER: Comparable to what was
18 found in the original characterization?

19 MR. BERMAN: Yeah.

20 MR. COOPER: Um, probably. I don't know
21 off the top of my head to answer that, yeah.

22 You know, we compared it against, you
23 know, background and we felt like it just wasn't -- at
24 least those locations, it just wasn't -- it was higher
25 than background.

1 Bob, do you know if that was -- if the
2 zinc hit that we're going after was comparable with the
3 characterization?

4 MR. BOGGS: I think we had a couple hits
5 that were similarly high. It was kind of like you
6 said. It was sufficiently high just in one tiny little
7 area to be not background.

8 MR. COOPER: Right.

9 MR. BOGGS: And then we also even looked
10 at the relations of the different metals there when we
11 do see higher zinc and it wasn't there, so, yeah,
12 they're putting a plant that will further characterize
13 that little spot.

14 MR. BERMAN: Right. You have this
15 correlation graph that was developed; right?

16 MR. COOPER: Oh, yeah.

17 MR. BERMAN: And so --

18 MR. COOPER: we looked at that.

19 MR. BERMAN: And so the zinc seems to be
20 isolated without its correlate; right? I mean --

21 MR. BOGGS: Yeah. we don't really have
22 backgrounds of zinc anywhere at the Presidio as high as
23 what we found in the one -- one sample.

24 MR. COOPER: Right. So the lesson
25 learned on this is the trust needs to do a little

1 tighter job in looking at all of its confirmation, you
2 know, results before we remove the excavation
3 contractor from the site.

4 I mean, that was the lesson learned, I
5 mean, for me is I thought we had studied them all
6 extremely carefully, but a couple got through our radar
7 screen somehow.

8 They weren't, you know, exceedingly
9 shockingly high, but we wanted to talk to DTSC about
10 whether to go after them or not. So we're going to go
11 after them and take care of it. So --

12 MS. BLUM: How did you discover them?

13 MR. COOPER: Once the -- we got a draft
14 completion report that had the full set of analytical
15 results that have gone through quality assurance, and I
16 was under the assumption that we were -- we had met
17 cleanup levels on all -- on all chemicals, and so when
18 the draft completion report came in and said that we
19 had these, you know, couple problem areas and -- you
20 know, the RAP allows us to do the 95 percent.

21 There's a statistical analysis, and I was
22 under the assumption we were not going to use that
23 statistical analysis this time, and the consultant was
24 under -- somehow we miscommunicated, and they thought
25 it was okay to use it, and so that's -- that was the

1 disconnect there.

2 So we got the draft completion report.
3 That's when I -- you know, Brian and I noticed the
4 detects.

5 So --

6 MR. BERMAN: Is there a -- a logical
7 source for this zinc that's presumed?

8 MR. COOPER: You know, in landfills,
9 it's -- it's hard to, you know, kind of guess, you
10 know.

11 MR. BERMAN: Because --

12 MR. COOPER: -- where all these little
13 metal hits are coming from.

14 It -- that's why we wanted to talk to
15 DTSC especially about the -- the metal exceedences.
16 You know, there was -- it's -- some of it is, you
17 know -- you look at all kind of bits of information;
18 not only the background information, but disposable
19 information and try to make an educated guess where you
20 think it's naturally occurring or, you know, a pour --
21 or from a disposal activity.

22 Yeah. So the pesticide one was a lot
23 easier.

24 MS. CHEEVER: Another question. Sorry
25 to add more questions, but when you find something like

1 that, what is your obligation? Just to remove that
2 apparent one hit, or does that call into question more
3 that -- that you have to do more sampling elsewhere?

4 MR. COOPER: No. All the sampling came
5 in -- there was no quality issues, you know,
6 significant quality issues with respect to the
7 sampling. It's just that they -- all the other results
8 met the cleanup levels --

9 MR. BERMAN: In their areas.

10 MR. COOPER: -- except for these couple
11 spots.

12 MS. CHEEVER: Okay. So you just have to
13 clean up those hot spots, so to speak.

14 MR. COOPER: Right, and one spot --

15 MR. ULLENSVANG: And you do the sampling
16 after or around that spot to make sure it's --

17 MR. COOPER: Right. To make sure you
18 got it.

19 So our operating theory after the meeting
20 with DTSC is that we decided that those two spots were
21 indeed some fill that we missed, basically, and we're
22 going to go out and pothole it out and then take
23 confirmation samples and make sure that, you know, what
24 we're leaving behind is completely okay with everybody.

25 okay. So that was last year's project

1 and now we've got this year's project, which is our RAP
2 for Baker Beach 3 and 4 and 456A, which we've been
3 talking about a lot, and if things go well, we hope to
4 have it signed next week. Maybe Bob can talk about
5 that at his updates or he can talk about it now.

6 We -- we're really close, and Bob has a
7 couple issues to work out internally and nothing major
8 with respect to signing the RAP, and he -- I know that
9 we're both going on vacation at the end of the month
10 and we would really like to get this RAP signed and
11 completed before we leave.

12 Second bullet is about DTSC's request,
13 you know. They've asked us to do a slope stability
14 evaluation to make sure that when we excavate the fill
15 at Baker Beach 3, that it can be done in a safe fashion
16 and that evaluation -- we went out in the field.

17 I think we showed you slides a couple
18 months ago with the drill rig, you know, out there and
19 so on, and that report is under internal review.

20 We hope to get that to DTSC very soon
21 along with our final revised design package that will
22 be stamped by our consultants and so on later this
23 month.

24 So -- and as you know, the tree and brush
25 is completely stripped from the site already and so

1 once we get the RAP signed and DTSC approves the final
2 design, we can start construction. Hopefully, you
3 know, early May would be great. Because as you know,
4 we already have the remediation procured.

5 Just more pictures of the tree removal.
6 Stump. Da-da!

7 MS. BLUM: Nice view.

8 MR. COOPER: This kind of gives you an
9 idea of what -- you know, the landfill is still there,
10 but you -- you kind of see the landfill kind of a plug
11 in this kind of ravine, and we're going to kill that to
12 fill out. So there's going to be more of a deeper, you
13 know, ravine in that -- in that area.

14 So gives you a really good idea of what
15 the site -- the direction where we're taking the site.

16 MS. TRIGIANI: Craig?

17 MR. COOPER: Mm-hmm.

18 MS. TRIGIANI: How are the calls running
19 on the tree removal?

20 MR. COOPER: Excuse me?

21 MS. TRIGIANI: How are the calls running
22 on the -- on the tree removal?

23 MR. COOPER: They have died down. We've
24 gotten a couple, you know, phone calls and we have
25 gotten a couple of notes left on our signs. Not very

1 nice notes, actually.

2 MS. TRIGIANI: Really?

3 MR. COOPER: Yeah, but that's all right.

4 MS. TRIGIANI: How come we don't have
5 those in the slide show?

6 MR. COOPER: We actually -- actually I
7 thought about it. George has one -- we taped one to
8 George's office door. I can tell you if you're
9 interested what the note said. It said something
10 about -- something to the effect of "don't buy the
11 wacko environmentalist's hype."

12 MR. ULLENSVANG: That's the blanket one.

13 MR. COOPER: Okay. I don't think that
14 counts as a RAB item.

15 MR. BERMAN: Craig, could you just
16 comment a little bit about whether there was any
17 earthquake or seismic stability question -- question
18 that -- in this report? Was there anything that came
19 through in this -- in the draft report that said that
20 there would be, you know -- any special problems that
21 weren't obvious from the beginning just by -- by casual
22 observation?

23 MR. COOPER: Yeah. Again, it's in its
24 preliminary stages review. I've asked George and he
25 said nothing has jumped out at this point, so -- but I

1 know George and Brian are looking at the report right
2 now, so --

3 MR. BERMAN: When you do a -- a seismic
4 stability -- I mean, it -- do you have to take core
5 samples far enough into the -- into the side there --

6 MR. COOPER: Through the fill and into
7 the native soil.

8 MR. BERMAN: And so you -- Do you go
9 down to groundwater?

10 MR. COOPER: Yeah.

11 MR. ULLENSVANG: There are actually two
12 piezometers installed, which are --

13 MR. COOPER: Yeah.

14 MR. ULLENSVANG: -- wells installed.
15 Several of these borings were forty, fifty feet deep,
16 and not -- the work was not primarily looking at
17 seismic stability, but it was looking at just the
18 static stability and whether there would be a change in
19 the potential for land fall.

20 So it does look at seismic, as well, but
21 it was also just looking at when you remove the fill,
22 is it likely to fall down after that cool.

23 MR. COOPER: But we did encounter
24 groundwater because that -- that -- that information is
25 important in doing these stability analysis.

1 MR. BERMAN: Right.

2 MR. COOPER: Yeah.

3 Okay. Fill site 6A is the other site in
4 this RAP. We have pro -- proceeded with tree and brush
5 removal there, too, and we have a couple pictures of
6 that.

7 That -- you know where fill site 6A is.
8 It's near the main post and there's that cluster of
9 acacias and redwood trees, and so that's the equipment
10 I guess from Girard looking at that cluster of trees
11 and they're gone, except for the redwood trees, which
12 we are preserving, you know, on purpose.

13 Hopefully we'll be able to preserve them.
14 We still don't know one hundred percent. You know,
15 once we start digging out the fill, if this -- the fill
16 underneath the tree, the roots are in, you know,
17 contaminated fill, there's still a chance that we have
18 to take down the redwood trees, but at least for the
19 time being, we're -- we're trying to preserve those
20 trees.

21 So we were able to accomplish vegetation
22 removal at both Baker Beach 3 and fill site 6A prior to
23 March 1st, which is the beginning of bird nesting
24 season. So that was great. The resource people were
25 very happy about that.

1 Okay. Just briefly about what's going on
2 else in the Presidio/CERCLA world. This RAP 3 that
3 I've mentioned. I just finished talking about RAP 2,
4 and then RAP 3 has 28 sites in it, and it's scheduled
5 to go to DTSC at the end of April.

6 I wish I wasn't going on vacation. I
7 personally have been working a lot on this RAP and
8 Brian. We've been looking at chapter by chapter in
9 advance.

10 What we envision because this one is
11 going to be, you know, a pretty complicated one to
12 write because there's so many sites involved in it, and
13 I'm feeling good about the way it's coming together.

14 Hopefully -- I think it's due to DTSC on
15 April 26th -- yeah, something like that. It's going to
16 be touch and go if we don't make it, but if we don't
17 make April 26th, it will be shortly thereafter.

18 Let's see. Oh, CEQA, you know, which was
19 our favorite little concept under RAP 2. Remember
20 the -- the folks that commented basically under CEQA
21 regarding fill site 6A?

22 So we took a look at our sites in RAP 3
23 and said, "All right. Now where could the cultural
24 resources, the cultural landscape people be concerned
25 about projects in RAP 3?"

1 So we decided that our work around Baker
2 Beach 1-2 could be of concern to the archeologists and
3 the cultural resource folks because of the batteries
4 there, both the ones that you see and there's -- I
5 found out there's some historic batteries there, also,
6 that are subsurface, I guess is the best way to
7 describe them, or at least we think they're there, and
8 so the trust has hired a consultant to do -- so we're
9 doing this one in advance.

10 Instead of waiting for the public comment
11 period and then causing a delay, we think that -- let's
12 do a cultural landscape assessment for the Baker Beach
13 1-2 areas in advance, and so that means really diving
14 in deep into the history of those batteries near Baker
15 Beach 1-2. Those are called Battery --

16 MR. ULLENSVANG: Battery West.

17 MR. COOPER: Battery West and --

18 MR. ULLENSVANG: Chamberlain.

19 MR. COOPER: Botell and Marcus Miller.

20 MR. ULLENSVANG: Yeah.

21 MR. COOPER: So our consultant is going
22 to, you know, dive in deep into the history of those
23 batteries and there is, I guess, perhaps a historic
24 road that goes along there, et cetera.

25 So that cultural landscape assessment

1 will help us take this RAP, you know, with respect to
2 at least these -- those sites, the Baker Beach 1-2
3 remediation, because our plan is to put a big crane,
4 you know, up near or on the batteries.

5 And so when you're putting a big multi
6 ton crane on a historic resource like that, it really
7 called for doing this extra homework in advance.

8 So hopefully we won't get a comment on
9 the comment period about doing a cultural landscape
10 assessment on RAP 3.

11 MR. YOUNGKIN: Is there slope stability
12 questions with these, too?

13 MR. COOPER: I guess in a different way,
14 because the way we're approaching the cleanup, you
15 know, and again, once we kind of really tie down our
16 remediation approach, we'll definitely do a
17 presentation.

18 I think we talked about our -- our
19 approach, you know, that we formally invited all these
20 different contractors to come talk to us and we're
21 narrowing it down to a specific approach.

22 MR. ULLENSVANG: We want to make sure
23 the equipment is safe.

24 MR. COOPER: Yeah. In fact, the -- the
25 geotech work that George is going to do at Baker Beach

1 1-2, that information can help us with the cultural
2 landscape assessment when we go down and, you know,
3 take a look at what's in the subsurface around these
4 batteries to see if we can find the old battery.

5 I guess there's a battery there from post
6 civil war era.

7 MR. YOUNGKIN: Battery west?

8 MR. COOPER: Battery west, the yeah.
9 It's not well documented. It's not well understood, so
10 we might find out a little bit more about Battery west.

11 Okay.

12 MS. CLEEK: Did any of that come up in
13 that archive search that they did?

14 MR. COOPER: The Army's archive search
15 report?

16 MS. CLEEK: Mm-hmm. Were those things
17 gone into?

18 MR. COOPER: well, not really. Their
19 archive search report was really looking at, you know,
20 the use of ordinance and chemical warfare agents and
21 things like that.

22 And they sometimes -- if they were used
23 in a battery, then they would talk about that.

24 MS. CLEEK: Mm-hmm.

25 MR. COOPER: But it wasn't a archive

1 search report on the batteries themselves.

2 MR. ULLENSVANG: The history of the
3 batteries is fairly well-known. The first generation
4 Battery West is less documented.

5 MR. COOPER: Exactly.

6 MR. ULLENSVANG: But there still are
7 maps where it was. There are significant portions of
8 it that are still visible today, and there's still
9 significant structures there.

10 MR. COOPER: So again we do this not
11 only to avoid public comment, but it really strengthens
12 our NEPA and CEQA documentation for the new project.
13 It makes -- hopefully it will streamline the documents
14 process down the road, the investments we make right
15 now. On our -- petroleum -- so that's it on CERCLA.

16 On our petroleum program, we have four
17 large, you know, petroleum release areas we call
18 corrective action plan areas, and our first one is
19 Building 1065 area. We've talked about a lot regarding
20 our interim actions that are going on there, you know.

21 Phase I is done and we're actually going
22 to prepare a separate completion report for Phase I,
23 and then Phase II is going to happen later on this
24 year.

25 And then at the -- and Phase II is

1 actually going to be more timed in conjunction with the
2 construction of the water recycling plant. So we'll
3 talk about that as that project draws near.

4 Commissary PX area, the investigations
5 there are done and the draft correction -- corrective
6 action plan, which is the petroleum program equivalent
7 to a RAP, is under internal review right now, so that
8 project is moving along, and building 1390 -- 1349
9 area, its draft corrective action plan is just a couple
10 months behind the commissary PX, so -- yes.

11 CHAIRPERSON KERN: On the PX area, are
12 there any major issues coming up that we know about in
13 that parking area that that will have to be cleaned up?

14 MR. COOPER: Yeah. There's quite a
15 few -- it's like about ten --

16 MR. ULLENSVANG: I wouldn't call them
17 major issues, but --

18 MR. COOPER: Yeah.

19 MR. ULLENSVANG: -- there are some
20 cleanup.

21 Actually somewhat surprising how small
22 there was compared to what I think we might have
23 imagined there could be, but there's still some cleanup
24 work.

25 MR. COOPER: Yeah. It's all excavation

1 work for the most part, and there was, you know, six,
2 seven, eight sites that require cleanup. None of them
3 large volume, but cumulatively, I forget the total
4 volume, but 20,000.

5 MR. ULLENSVANG: Something like that.

6 MR. COOPER: Yeah. 20,000 cubic yards
7 So yeah, there's some cleanup work necessary on the
8 commissary PX.

9 And at building 207/231 area, which is
10 kind of the lagging site, we're kind of still in the
11 characterization investigation phase there and we hope
12 to start our last phase of investigation there in
13 April/May of this year, so they won't be working on the
14 cap for this project until, you know, late this year or
15 probably next year sometime.

16 And soil and groundwater sampling April
17 5.

18 Okay. On the remediation financial
19 analyst, we talked about this before with some brief
20 updates in the past. Interviews are in progress. I've
21 interviewed a whole bunch of folks, and I've narrowed
22 it down to basically my top two candidates and they
23 will be interviewed in a kind of -- in a panel
24 interview with people from accounting and -- and so on,
25 and that's actually going to happen this Friday, and so

1 if we all feel good about at least one of these
2 candidates that made it -- my top two preferred
3 candidates, then an offer will go out to the number one
4 preferred person shortly thereafter.

5 If the panel doesn't -- doesn't like
6 that, then we'll take -- we'll take another two and
7 interview those two by group interview.

8 So hopefully we will have a new employee
9 March, April. I would love to get the person, you
10 know, started just before I go on vacation, and --
11 because I want them to talk to the accounting
12 department for a couple weeks before they come over to
13 building 1750, you know, my office.

14 But we've been working on trying to
15 figure out where the new employee will sit and all that
16 kind of business.

17 And -- mm-hmm.

18 MR. LUIKART: Yeah. You were about to
19 say it. On that last point.

20 MR. COOPER: Yes.

21 MR. LUIKART: Are there any employees
22 where Zurich has accepted the trust request to endorse
23 the costs?

24 MR. COOPER: There's only one, and that
25 was kind of a special case. It was -- it's Rick Miller

1 of my staff who's our environmental database manager,
2 and his salary in hours -- the time he spends on
3 environmental database work, which is, you know, of --
4 recently it's been, you know, 85, ninety percent of his
5 time is an allowable expenditure under the cost overrun
6 insurance policy.

7 So -- but -- and that's the only person,
8 and what I was -- I was able to negotiate that is
9 basically we -- we had a contractor doing that work and
10 we weren't really happy with the contractor's
11 performance, and so I sat down with Zurich and said,
12 you know, if we swap Rick for the contractor, you know,
13 will you be able to endorse Rick's hours and they said
14 yes.

15 And I know that what went into their
16 thinking -- in fact, in their letter that denied the
17 financial analyst -- was that database management is
18 really something inherent to the -- you know, running a
19 remediation program.

20 You know, you can't -- we can't do
21 data -- data queries and put together work plans and
22 write reports without this database manager, you know,
23 keeping all of our data, you know, organized.

24 But they felt that the financial analyst
25 was something that was -- it's not required. It's not

1 required by the regulatory agencies to have a financial
2 analyst.

3 So even if we -- even if the financial
4 analyst was a contractor, their letter said that
5 would -- that's out of scope and that would be
6 unendorsed costs, also.

7 So it doesn't matter contractor or in-
8 house with the financial analyst. That's at least what
9 their letter says. Mm-hmm.

10 MR. LUIKART: So in order to get an
11 individual endorsed by Zurich, that person has to be
12 necessary?

13 MR. COOPER: They have -- my
14 understanding of Zurich's letter is that it would have
15 to be something that is required by the reg --
16 regulatory agency. Something --

17 MR. LUIKART: Wouldn't your job be
18 required by the regulatory agencies --

19 MR. COOPER: Ah --

20 MR. LUIKART: -- and wouldn't,
21 therefore, your job be endorsed by Zurich?

22 MR. COOPER: The fact that in-house
23 labor was not endorsed was the way the deal was set up
24 from the very beginning. That was kind of the original
25 structure of the insurance policy that trust in-house

1 labor was not endorsed.

2 so I've been able to on a case by case,
3 you know, get, you know, Rick Miller's time covered for
4 a contractor, but there isn't really a contractor doing
5 my work, per se, you know, the way the deal we've been
6 able to work out with Rick.

7 MR. LUIKART: I was just saying with
8 George or anyone. You just -- it sounds like some of
9 those people would be very necessary to this and
10 therefore would be immediately endorsed, because they'd
11 be required to supervise the restoration.

12 MR. COOPER: Right. So it's really a
13 two hurdle thing. Number one is that the -- the main
14 trust staff, the project managers, were never
15 envisioned to be endorsed from the beginning.

16 MR. LUIKART: That's just two people,
17 right?

18 MR. COOPER: No. That would be trust
19 project managers in general.

20 MR. LUIKART: Okay. How many is that?

21 MR. COOPER: well, right now it's me
22 plus Denise as an admin and five -- yeah.

23 MR. LUIKART: Five people.

24 MR. COOPER: Yeah. So there you have
25 it.

1 MS. BLUM: Craig, will this person
2 that's going that you're going to hire be taking over
3 the database evaluation?

4 MR. COOPER: No. Rick continues to --
5 yeah, continues to work for me and doing environmental
6 database. This is, you know -- the financial analyst
7 is only going to be doing the number -- the dollars,
8 cost tracking, and, you know, we have --

9 MS. BLUM: Do you think that will always
10 be a full-time job?

11 MR. COOPER: Always? No, unh-unh. What
12 I've told the applicants, you know, it's a little -- I
13 got that question during interview.

14 I said I see at least a full-time job for
15 about two years.

16 MS. BLUM: Oh, two years?

17 MR. COOPER: Is what I said, yeah. What
18 often happens at the trust is that once we get
19 everything going, if they're really good, you know,
20 they can oftentimes be absorbed by the accounting
21 department.

22 They may not be working, you know, for me
23 anymore or being used -- you know, being paid with by
24 remediation dollars, but, you know, what I told the
25 applicants is that when all this -- we're still

1 basically trying to work ourselves out of a job,
2 including yourself, so -- but I tried to say that in a
3 way not to scare away the good candidates, so, yeah.

4 Ground water monitoring. We're doing Q1
5 2004 today. We met with the regulatory agencies today,
6 also, to kind of go over our -- the trust recommended
7 analyte and sample frequency reduction proposals, and I
8 appreciate Jim and Bob came over today and met with us
9 and we think that we've got an overall strategy on --
10 on how to -- how to deal with our -- reduce groundwater
11 monitoring, at least in the short-term, you know,
12 especially for the sites that are heading toward a RAP
13 that will have RAP required groundwater monitoring,
14 anyway, coming up, because we're kind of post
15 feasibility -- we're working on feasibility of either
16 site, or they're in progress right now.

17 We're not really looking for a whole
18 bunch of input, you know, of information, and so we've
19 basically -- some sites and some wells at some sites
20 went from semi-annual or quarterly to annual.

21 You know, we wanted the annual, so -- and
22 we're choosing Q1 as our annual event. So our Q1 looks
23 the same as it's always been, pretty much site wide,
24 all the wells, but -- and in that way, you know, if a
25 site doesn't get -- a RAP doesn't get going for a

1 while, we'll at least be testing that site annually to
2 keep the data fresh, to make sure something new doesn't
3 happen there.

4 But they were all the sites that -- we re
5 reduced to annual. We felt like we had a good baseline
6 information to write the feasibility studies and take,
7 you know, the projects to remedial action.

8 Oh, and the last bullet -- I think I -- I
9 don't know if I talked to you about this in detail.
10 This emergent chemicals is a letter request that I got
11 from the Regional Water Quality Control Board for the
12 most part, but it was co-signed in part by DTSC and
13 there's like five chemicals that the regulatory
14 agencies consider emergent in that they've oftentimes
15 caught facilities off guard.

16 These particular chemicals are detected
17 using kind of unusual analytical methods and that you
18 typically wouldn't use in a remedial investigation.

19 So we did an analysis of these chemicals
20 as they may apply to the Presidio and came up with a
21 sampling proposal to the regional board, and that --
22 that look -- looking for these emergent chemicals is
23 going to -- is incorporated in our Q one sampling
24 event.

25 So that will be very interesting when we

1 get the results back. We'll definitely report back to
2 the RAB to see if we have any detects regarding these
3 emergent chemicals.

4 CHAIRPERSON KERN: What are they?

5 MR. COOPER: Examples of emergent
6 chemicals are perchlorate and -- I can explain what
7 perchlorate is, and 1,4 dioxolane, perbutyl ether.
8 Polybutyl ether?

9 MR. PONTON: PEBE.

10 MR. COOPER: There we go.

11 MR. PONTON: Xpro, TCP, 1,2,3-
12 trichloroethane. You said 1,4 dioxolane, and there are
13 others which are -- well, PBDE is polybrominated
14 diphenyl ethers, which is a fire retardant, and MBMA is
15 a -- is used to put perchlorate at Nike sites. So it's
16 part of a fuel extract.

17 MS. YORAS: A fuel what?

18 MR. PONTON: A fuel mixture.

19 MR. COOPER: Rocket fuel used in
20 perchlorate, and MBMA was used in rocket fuel, and so
21 we did, you know, research into the type of rocket fuel
22 that was used at our own Nike site.

23 It wasn't really clear whether we had
24 this solid -- this solid rocket fuel that is
25 perchlorate was an additive to.

1 It looked like for the most part they
2 used the liquid fuels another our Presidio Nike site,
3 but, you know, the records are never a hundred percent
4 clear, so we decided to sample for perchlorate and MBMA
5 in the Nike wells, anyway, just to double-check.

6 MS. YORAS: And is that where they --
7 what was the site?

8 MR. COOPER: Nike.

9 MR. PONTON: Where the Nike missiles
10 were.

11 MR. COOPER: Where the Nike missiles
12 were. That's where the rocket fuels would be brought,
13 and so if we were going to have -- that would be the
14 most likely release area for perchlorate and this MBMA
15 chemical.

16 MR. PONTON: Basically the -- the
17 chemicals breakdown into things that are found in
18 highway flares, like perchlorate or fireworks or rocket
19 fuels, and MBMA is another -- is one of the rocket fuel
20 breakdown products, and another mini group is for fire
21 retardants that they treat clothing with or fabric
22 with.

23 That's the ether that we talked about.
24 So that's a group, and then there's a varnish remover,
25 which is 1,2,3- trichlorophane solvent, and then

1 there's that 1,4 Dioxane, which is solvent stabilizer.

2 so there's solvents, the groups of
3 solvents and rocket fuel-type things and then fire
4 retardants, and those are the types of -- they looked
5 at all the sites, searched the databases to see what
6 had been done in the past where these things could have
7 occurred, have been used or disposed of and then
8 proposed to do some sampling of groundwater this
9 quarter to look for -- for those things that they
10 associate with those sites.

11 So at Nike it would be the rocket fuels.
12 At landfill E, it would be the fire retardants. At a
13 solvent site in the 900 series area of the site where
14 they have solvents in groundwater, they would look at
15 the 1,4 Dioxane, which is used to stabilize the
16 solvents.

17 So they've kind of limited their sampling
18 based on what they know already.

19 MR. COOPER: Right.

20 MR. PONTON: Because it's expensive to
21 do this work.

22 MR. COOPER: Because they're special
23 test methods, they are -- they are a thousand dollars
24 to \$2,000 each per sample. So it's not something you
25 want to do all the time at every well.

1 we'd -- we'd break the bank pretty
2 quickly. So we really wanted to be smart about where
3 we test for these particular chemicals.

4 And if we get any detects, you know,
5 we'll have to better understand that magnitude -- we'll
6 have to keep sampling.

7 MR. BERMAN: Question.

8 MR. COOPER: Yes.

9 MR. BERMAN: In the groundwater
10 sampling, there are -- remind me. Are there wells in
11 fill site 5 and landfill 4 area?

12 MR. COOPER: Yes. New ones that were
13 installed.

14 MR. BERMAN: Right. And so this --

15 MR. COOPER: They're required to be
16 sampled in accordance with the RAP.

17 MR. BERMAN: So this is the first time
18 they've been sampled; is that right?

19 MR. COOPER: They -- he started sampling
20 them --

21 MR. ULLENSVANG: Almost a year ago.

22 MR. BERMAN: Mm-hmm.

23 MR. ULLENSVANG: We started sampling
24 shortly after they went in.

25 MR. BERMAN: Okay.

1 MR. COOPER: Yeah.

2 MR. BERMAN: Okay. It would just be
3 interesting to see if there was any difference in any
4 of the sample analysis because you've got some data
5 from before the closure, right?

6 MR. ULLENSVANG: Mm-hmm.

7 MR. COOPER: Yes.

8 MR. BERMAN: And -- and you'll have some
9 data subsequent to the -- to the clean closure, and it
10 would just be a -- I don't suspect it will be any
11 different, but it will be interesting to look at that.

12 MR. ULLENSVANG: It would be
13 interesting. It would be somewhat difficult to make
14 that comparison, because a lot of -- one of the
15 objectives was to improve the monitoring well network,
16 so a number of wells went in post site, and those have
17 no before data.

18 MR. COOPER: Right.

19 MR. ULLENSVANG: That is one of the
20 things at all these sites, and if you look at the
21 proposed monitoring, and you see at sites where there's
22 work being done, there's care taken to look before and
23 after to be able to --

24 MR. BERMAN: But -- but 4 and -- 4 and 5
25 would be the first relatively large sites that -- where

1 you have some before and after data.

2 MR. ULLENSVANG: That's correct. It
3 would be very interesting to see.

4 MR. BERMAN: So, I mean, once it's
5 downstream, can we get a five-minute information
6 discussion on that at one of the meetings just to
7 see --

8 MR. ULLENSVANG: Yeah.

9 MR. BERMAN: -- to see if there's
10 anything there?

11 MR. ULLENSVANG: I don't see why not.

12 MR. COOPER: Absolutely.

13 MR. BOGGS: There are some others like
14 DEH and Chrissy Field, the 937 building area where we
15 did some work, did monitoring previously and we have
16 new wells that we're continuing to monitor now, but I
17 think with the new program, these are the two most
18 significant.

19 MR. COOPER: With the schedule, we're
20 doing another update. We update that internally every
21 six weeks and then we send an external update to the
22 regulatory agency every quarter.

23 So the next one's due to Bob and Jim at
24 the end of March, and so that's that.

25 Any information from -- I think all I've

1 really handed out, you know, is the construction start,
2 you know, bar chart and I'm assuming that level of
3 information is adequate for you guys.

4 There's various reports that we could
5 pull from the schedule if you're interested.

6 MS. BLUM: I think on that, Craig --
7 correct me if I'm wrong, but I think we had determined
8 that there would be a solid -- a fixed date for the
9 first estimated construction start date in gray --

10 MR. COOPER: Mm-hmm.

11 MS. BLUM: -- and then it would be
12 adjusted in white, white box --

13 MR. COOPER: Right.

14 MS. BLUM: -- for the new estimate.

15 MR. COOPER: Right. That's a type of
16 report that we could do, like right now, I mean, the
17 reports -- I've been sending just show the revised
18 start dates without showing the original baseline, what
19 we call a start date.

20 But we could do the revised one that's
21 called the construction lag where you get to see how
22 many months each project is slipping behind what we
23 originally had planned.

24 MS. BLUM: well, that's probably not as
25 important on a one-to-one basis as knowing how we're

1 doing against the total schedule of the time, but
2 that's the only way we can kind of look at the
3 construction dates as they loom now is to know what
4 were they at the beginning and -- and how they've moved
5 over time.

6 MR. COOPER: Mm-hmm. Sure.

7 MS. BLUM: Just to try to a grip on
8 whether or not we'll make it by 2013.

9 MR. COOPER: Okay. This is what I could
10 think of for recently released documents. Believe it
11 or not, I finished and got Brian's approval of my
12 response to the RAB regarding your comment letter on
13 the main installation feasibility study.

14 It will get put in the mail tomorrow, so
15 we can -- you guys can talk about that at the April
16 13th RAB meeting when I'm not going to be here.

17 MS. CHEEVER: Craig, since that
18 particular document is actually to the RAB, are you
19 sending it to each of us or could you send an e-mail?

20 MR. COOPER: You know what I could do?
21 I could -- yeah. Once I put it in the mail to Mark, I
22 could do a group distribution and attach it, I I'll
23 definitely put it on the web library, too, so either
24 way, do both.

25 MR. FREY: Both.

1 MR. COOPER: Okay. I got to remember to
2 keep putting things on the web library, too. We're
3 starting -- you know, so hopefully the -- the strategy
4 would be when you start to see these things of recently
5 released documents, then within a week or two, they'll
6 show up on the web library.

7 So we've been asking our consultants
8 to -- you know, when they send the hard copies that get
9 mailed out to the regulators, that they send us a CD
10 of the document in PDF which I then load into the web
11 library.

12 MS. YORAS: That's good.

13 MR. COOPER: Hopefully that will
14 continue.

15 Okay. I think that's -- and some stuff
16 coming out very soon within the next couple days or
17 within a week or so and that's it.

18 MR. BERMAN: A question. Suppose
19 that -- that Zurich and -- asks for some financial
20 reporting in the -- in the course of some negotiation,
21 et cetera and you have -- in order to respond to this,
22 you have to cull documents that were development --
23 developed by this new person that you've added on to
24 the -- to the staff.

25 MR. COOPER: Mm-hmm.

1 MR. BERMAN: Do you come back to Zurich
2 and say, "Since you asked for this, we're going to ask
3 for this time spent in culling and getting the
4 documents and developing them," et cetera, that he
5 should be charged as charges that are allowed?

6 I mean, I'm just so baffled by Zurich's
7 turndown of this, because in the course of -- in the
8 future, if there's any negotiation that has to be done
9 about overspent money, financial reporting is going to
10 be the heart of it.

11 I mean, yes, it's not required by the --
12 by the --

13 MR. COOPER: Right.

14 MR. BERMAN: -- regulatory agencies, but
15 suppose there's a squabble about something. It's all
16 going to be about money and the financial reporting is
17 going to be essential to that.

18 MR. COOPER: Right.

19 MR. BERMAN: I mean --

20 MR. COOPER: You make a very good point.
21 I put together a very long e-mail letter talking about
22 how it's in both of our interests, Trust and Zurich's
23 interest, you know, to have this financial analyst
24 bringing up the exact points that you did to minimize
25 disputes down the road and, you know, things like that.

1 They weren't convinced. I was a little
2 bit bummed out because I put a lot of work in that, but
3 I -- I'm meeting with them tomorrow and I expect to
4 talk to them about it again, but their letter was --
5 seemed pretty definitive.

6 MR. LUIKART: Craig, when you're baffled
7 by it and yet they seem to make a very strong and
8 forceful decision, what is the recourse?

9 MR. COOPER: Well, first of all, their
10 letter says we think it's a great idea that you hire a
11 financial analyst. We just think it's not, you know,
12 endorsable under the terms of this particular cost
13 overrun insurance policy.

14 MR. LUIKART: What's the recourse when
15 the two of you disagree?

16 MR. COOPER: I'm sure I could petition
17 them.

18 MS. TRIGIANI: What about the Trust
19 legal department?

20 MR. COOPER: The letter just came in
21 last week. I'm still looking it over.

22 MR. BERMAN: It's just a question of
23 when -- I mean, this is -- to me, this is not a dead
24 issue because eventually if you do go into some kind of
25 discussion about -- about an insurable condition, these

1 financial reports are going to be an essential
2 documentation.

3 MR. COOPER: Mm-hmm.

4 MR. BERMAN: I mean, does that mean the
5 trust is going to deny Zurich access to this? You
6 can't do that.

7 MR. COOPER: No.

8 MR. BERMAN: Certainly not, you know.

9 MR. COOPER: No.

10 MR. BERMAN: I mean, I --

11 MR. COOPER: They just consider it an
12 administrative cost. It's an administrative -- they
13 put it in the administrative category, and from the
14 get-go, administrative costs were unallowable costs.

15 MR. BERMAN: Well, suppose that you went
16 back to them and said, "Okay. We agree," but should in
17 subsequent discussions the financial reporting that's
18 done by this person be of interest to -- to Zurich at
19 Zurich's request, that you would like to then post hoc
20 charge them all the effort for that.

21 MR. COOPER: That's a good point.
22 Generally, you know, Zurich, you know, has their own
23 consultant to deal with their financial -- I mean, our
24 reports will be reviewed by, you know, John Catts,
25 who's sitting behind you, who is a consultant for

1 Zurich, but Zurich rarely, I don't think if ever, has
2 asked me to -- why don't you pull this financial
3 information or that. They haven't asked me to do that.

4 So these reports that we're putting
5 together, they're all kind of like what we decided, you
6 know. Zurich has given really no input on what they
7 think is an appropriate financial reporting system.

8 I tell them what -- what I'm up to, you
9 know, but they've given me no directions in that
10 regard.

11 MR. BERMAN: Right. Because there
12 hasn't been any issue of contention, right, or you
13 haven't directed a -- a problem to Zurich and say, "You
14 shall pay for this," you know.

15 MR. COOPER: As far as claims?

16 MR. BERMAN: Yes.

17 MR. COOPER: Oh, I have some potential
18 claims in with Zurich, uh-huh.

19 MR. BERMAN: So -- so, you know, I mean,
20 it seems to me that I -- if there are -- if there are
21 claims issues that arise and that the financial
22 reporting becomes part of the documentation, that --
23 that you should go back to Zurich and say, "Yes, if you
24 want this financial information, we'd like to then
25 charge the cost of development of it as an allowable

1 cost."

2 MR. COOPER: Yeah. Sometimes, you
3 know -- at this point the claims have not been centered
4 on financial documentation. They've been more centered
5 on, you know, is this known or not known information
6 and, you know, that -- that type of historical
7 information.

8 But no, it's a good point. If they asked
9 me to do some work for them, I think that those hours
10 should be endorsable.

11 MR. BERMAN: Well --

12 CHAIRPERSON KERN: A couple of questions
13 here. Julian and Mary.

14 MR. HULTGREN: Yeah. A quick one. Is
15 the trust reserve -- then reserving the right to
16 discuss this or take a position later on regarding this
17 with Zurich?

18 MR. COOPER: The endorsement of the
19 financial analyst labor costs?

20 MR. HULTGREN: Yeah. Or anything like
21 that.

22 MR. COOPER: Yeah. We haven't -- you
23 know, I -- I haven't talked to my attorney -- the
24 attorney other than they sent me a voice mail back that
25 said something like bummer or something like that. We

1 haven't really -- really talked about it.

2 MS. TRIGIANI: Legalese.

3 MR. COOPER: So we will -- you know,
4 we're going to talk -- I'm going to meet with Zurich
5 tomorrow and let them -- give them an opportunity to
6 elaborate a little bit more about, you know, why
7 they've turned this down, and then afterwards, you
8 know, the trust will regroup and decide whether we want
9 to fight it some more and --

10 MR. BERMAN: I don't think you should
11 fight it, personally. My idea was to just tell them in
12 advance having done -- you, Zurich, having taken the
13 action shall be forewarned that if a claims issue comes
14 up of which there is financial reporting that was done
15 by this employee, that we will ask you to pay for it.

16 MR. COOPER: Mm-hmm.

17 MR. BERMAN: You know, I mean, I -- they
18 perhaps don't fully recognize that -- the complications
19 of their action.

20 MR. COOPER: I see where you're going
21 now, and in fact I do know that that in the insurance
22 policy -- I better not quote it. I don't know if
23 that's redacted or not redacted.

24 There is an aspect of where Zurich gets
25 more involved. I know this was in the presentation.

1 There's an aspect, as you know, when we reach a certain
2 threshold of costs incurred or costs expended, you
3 know, that Zurich gets more involved in the management
4 of the program.

5 Remember that --

6 MR. BERMAN: Yes.

7 MR. COOPER: -- from the presentation?

8 And that would be, of course, the cost
9 accountant is going to tell us when we've reached that
10 point. So, anyway, I'll tell you how it goes from this
11 point on.

12 CHAIRPERSON KERN: Mary, did you have
13 something?

14 MS. TRIGIANI: Yeah. This is more in
15 follow-up to what Jack -- I think where Jack was kind
16 of going, and I don't -- I'm not a good
17 parliamentarian, so however we can make this happen.

18 I -- I would really like -- I understand
19 that there -- contractually it might not be possible
20 for -- for this to be assumed as part of the package
21 with the insurance company, but we really do need to
22 have the lawyers do more than call you and say,
23 "Bummer."

24 MR. COOPER: Well, I --

25 MS. TRIGIANI: You know, I'm really -- I

1 find that really ridiculous. Tell them to look at the
2 agreement with Zurich.

3 MR. COOPER: Right.

4 MS. TRIGIANI: No, really. Somebody
5 needs to look at the agreement with Zurich and I would
6 like to hear at some appropriate amount of time --
7 perhaps next month -- what the trust's position is on
8 whether -- legally on whether -- on whether -- that
9 Zurich's position is correct on this.

10 we shouldn't let this go, but if
11 contractually it -- it -- you know, we're hung or
12 hamstrung, fine, but, you know --

13 MR. COOPER: Right.

14 MS. TRIGIANI: -- Somebody needs to look
15 at this.

16 MR. COOPER: I'd be happy to put on the
17 website the letter that we sent Zurich, you know, the
18 analysis that we put into this, our -- the analysis
19 of -- of the policy and why we thought this was a good
20 idea to be endorsed if you want to --

21 MS. TRIGIANI: No, Craig. I'm sure it
22 was great. I just -- I want to know that the lawyers
23 are looking at this, and if it needs --

24 MR. COOPER: Okay.

25 MS. TRIGIANI: -- to be fought, that they

1 fight it.

2 MR. COOPER: Right.

3 MR. BERMAN: It's -- it's not worth
4 doing anything unless you need -- unless Zurich needs
5 the information. That's when you have leverage, you
6 know.

7 At that moment you have leverage and you
8 can say, "You're not going to get the information" or
9 the information is relevant and then you have to pay
10 for it.

11 I mean, I think in a discussion with
12 Zurich you somehow have to bring out that it's possible
13 that this information would be of value, and -- and if
14 they want it, then it must be part of the allowed cost.

15 MS. TRIGIANI: But in defense of Zurich,
16 if -- if they're -- if they're saying an administrative
17 cost is -- is the trust's problem, then this is an
18 administrative cost, perhaps.

19 I don't know. That's why somebody needs
20 to look at the contract, and we can't look at it
21 because it's redacted. So somebody needs to look at
22 it.

23 CHAIRPERSON KERN: I have Jack and then
24 I'll come over to Julian.

25 MR. LUIKART: I'm done.

1 MR. HULTGREN: I -- I agree with Sam. I
2 think in essence you're saying that you don't need to
3 deal with it now to -- in that scenario until and
4 unless Zurich wants something that this financial
5 consultant --

6 MR. BERMAN: Right.

7 MR. HULTGREN: -- will generate.

8 MR. BERMAN: And you can forewarn them.

9 MR. HULTGREN: I think there's -- yeah.
10 I think you can forewarn them about that, but I think
11 there's another scenario under which you don't
12 really -- you don't need to go to the mat with them
13 right now as long as you reserve the right to go to the
14 mat with them at the end of the line if it becomes --
15 if there is an overrun and therefore we -- we want
16 to -- to have Zurich answer the policy.

17 In other words, if you come to the end of
18 the line, there's no overrun, there's no claim against
19 Zurich, then so what? But if -- if there is an overrun
20 and there -- and we take -- we would take the position
21 that Zurich has liability, then we ought to be able to
22 argue these points that Zurich is now declining to --
23 to accept.

24 MR. COOPER: Mm-hmm.

25 MR. HULTGREN: So all I'm saying is we

1 ought to be sure to reserve our right to -- to argue
2 those same points and not just let it ride, and by
3 acquiescence, almost, lose our chance to --

4 MS. TRIGIANI: Right.

5 MR. HULTGREN: -- to -- to argue it
6 later.

7 CHAIRPERSON KERN: All right. I have it
8 down as an action item.

9 Is there any further discussion on that
10 last part?

11 Seeing none, let's move on to regulatory
12 agency status updates. Bob?

13 MR. BOGGS: Let's see. I guess there
14 was a question brought up just about the status of the
15 RAP signing.

16 As people are aware with the last RAP,
17 there was some concerns at fill site 6A regarding
18 cultural resources, some historic buildings there, and
19 so based on those comments, the State Historic
20 Preservation Officer -- also known as the SHPO -- got
21 involved, and they actually requested that the trust do
22 a cultural landscape report to resolve these issues
23 about these -- these historical areas.

24 That was resolved just a couple weeks
25 ago, and so now we're basically in the process of

1 finishing up that environmental analysis, and so
2 currently we're still hoping to get the RAP signed
3 before both -- we both head out on vacation.

4 So basically right now we're at that
5 point of just resolving that issue. That's gotten
6 resolved. We have an office that handles the CEQA
7 issues and they're weighing out how to basically handle
8 those comments as well as other comments received
9 during the RAP.

10 Those comments were regarding endangered
11 species adjacent to Baker Beach disturbed area three.
12 We have to make sure there's some protective measures
13 for those.

14 There was concerns for the slope
15 stability at Baker Beach disturbed area 3, and we
16 requested that the trust do a slope stability study for
17 both during construction. We don't want the slope
18 sliding and construction equipment going down the hill,
19 and also post construction. We don't want this vacant
20 area causing a lot of runoff of soil and sediment down
21 into the ocean.

22 Another concern was for the restoration
23 of the stream at fill site 6A. There's concern of when
24 the water comes out of the pipe, it's going to be
25 daylighted into a normal stream; just how that stream

1 is dissipated and carried through there.

2 So there's two ways of handling those,
3 and basically we're planning on incorporating them into
4 our RAP. However, the CEQA people feel that those
5 things need to be put into a separate monitoring plan,
6 and so right now that -- that discussion's being held
7 with management regarding what's the best way to
8 proceed, and we're still hoping to get an answer or
9 resolution by the end of the week so that we can sign
10 the RAP next week.

11 And that's basically it. I think Craig
12 covered everything else.

13 CHAIRPERSON KERN: Thanks, Bob.

14 Jim?

15 MR. PONTON: I guess two things came up
16 tonight. One of them was the emergent chemical
17 sampling, and just to summarize that again, back in
18 July of last year, the Water Board sent out a letter to
19 all of the military facilities in our region, our
20 regional board requesting that they look at sites, put
21 together a report on sites that could have utilized
22 emergent chemicals, and there's a list of emergent
23 chemicals, and as I mentioned, they break down into
24 solvents, rocket-type fuels, fire retardants and
25 metals, exchrome, and as you know, the water -- well,

1 that was back in July.

2 In November, the trust put together,
3 which I think is really a good report, an evaluation of
4 the emergent chemicals and their potential uses and
5 locations at this site, and that's before the archive
6 search report really came out. I guess that's really
7 around the same time.

8 And in this report they looked at the
9 stream sites, as I mentioned, and they recommended that
10 they would do some sampling in Q2, which is in June of
11 this year, and last week we got a schedule for Q1 --
12 for changes to Q1 and we moved the emergent -- the
13 emergent chemical sampling is in Q1, which is currently
14 happening right now.

15 So yesterday I wrote an approval, which
16 is approving their request for Q1 sampling for emergent
17 chemicals with certain conditions, and there was an e-
18 mail approval, so that's going to be finalized in a
19 letter that you will be cc'd on, and the conditions are
20 that if the archive search report points to anything
21 that we haven't considered in the past, then that would
22 be sampled, if necessary, at that point.

23 If anything's detected in this sampling,
24 then there will be some follow-up sampling going on,
25 and basically those were the two big points in that.

1 So I just wanted to say that I think
2 their evaluation was pretty good, and since it was sent
3 to the RAB chair and co-chair. It kind of defines
4 where they are. It's a good -- good aid for me,
5 actually.

6 So the second thing is Mountain Lake. I
7 guess Craig mentioned in a committee meeting probably
8 to most of you that the trust met with the Park
9 Service, met with Caltrans at our office February 17th
10 which is about a week after we last met in our last
11 RAB, and in that meeting, Michelle was talking about a
12 letter that was going to be sent from the RAB to
13 interested parties regarding the status of the lake and
14 the effort to date in making progress in cleaning up
15 the lake.

16 And I conveyed that information to my
17 management, and as I had mentioned, we had someone at
18 our staff who was on loan from Caltrans, a manager,
19 Mary Frederick, who helped get me in touch with Dave
20 Yam, and then we put together a really quick meeting
21 for February the 17th in which the Park Service, the
22 trust met Mr. Yam at the office and they talked about
23 the history of the lake and its location.

24 Mr. Yam brought some plans with him
25 showing the drainages and the different inlets and

1 outlets of the lake and the watershed basically for the
2 lake and everyone -- and then Mr. Yam talked about the
3 availability of transportation T funds and grant moneys
4 that would be applied to something that goes above and
5 beyond normal road work. In this case, something that
6 could be applied to Mountain Lake.

7 Mr. Yam mentioned that Caltrans' right of
8 way is very limited there. They're looking at
9 partnering with different parties and putting something
10 together, and so what I had mentioned last month was
11 that, you know, the first meeting we had with Caltrans
12 was to bring the people to the table to talk about the
13 issues and talk about the availability of funds. And
14 so that happened.

15 So I'm pleased to report on that, and
16 basically I guess what Jan was mentioning earlier.
17 There's been other negotiations for other aspects of
18 this site with Caltrans. So maybe those will all link
19 at some point and -- and we'll move forward in that
20 direction, as well.

21 So I want to thank you for your letter.
22 I think that was helpful, and thank you for correcting
23 it, and I'm -- I'm optimistic that the interested
24 parties -- you know, the main players will -- will be
25 able to get something done.

1 Great.

2 MR. BERMAN: I have a question, if
3 possible.

4 CHAIRPERSON KERN: Can I go with Gloria
5 first and come back around?

6 MS. YORAS: Just a real quick question.
7 How would you characterize Caltrans' initial reaction?

8 MR. PONTON: I thought -- I thought it
9 was really great, actually. I thought it was -- it was
10 very professional and -- and Mr. Yam is an easy to talk
11 to.

12 He asked a lot of questions. He was
13 going to run back and crank out a grant proposal right
14 away for moneys.

15 He mentioned that there's, you know, an
16 eight million dollar or ten million dollar, I think,
17 limit for the entire state, so the money's -- there are
18 not unlimited amounts of money.

19 we talked about this cleanup being in the
20 range, what the range would be for this, and it's on
21 the order of a few million dollars.

22 I thought it was -- I thought it was
23 good. Everyone had homework to do to go back and --
24 and look into ways of linking projects and looking at
25 the watershed.

1 And so I thought it was really a positive
2 meeting. I learned some things from it and I think we
3 all did, so I think it was a good meeting. I'm
4 optimistic.

5 MS. YORAS: Good. Great. Thank you.

6 CHAIRPERSON KERN: Other questions?
7 Sam -- Karen and then Sam.

8 MS. CLEEK: You said Caltrans has a
9 limited right-of-way there.

10 MR. PONTON: Right.

11 MS. CLEEK: Did you mean a limited space
12 or limited --

13 MR. PONTON: Limited space.

14 MS. CLEEK: Oh, I thought maybe that
15 limited space was --

16 MR. PONTON: I think the latter -- the
17 lake is one side. They're constrained by the lake and
18 by Lobos Creek and by --

19 MS. CLEEK: Just the space of the
20 roadway.

21 MR. PONTON: Right. Right. Sometimes
22 they look at grass and swales in a recharge area that
23 collect storm water and allow the earth --

24 MS. CLEEK: Okay.

25 MR. PONTON: -- to act as a filter.

1 MS. CLEEK: We had tried to get them to
2 do things on the -- the Park Presidio plant part and
3 have always heard that they have control of what
4 happens there as opposed to the City. It's just like a
5 subcontractor for it.

6 So when you said limited right of way --

7 MR. PONTON: They just have limited room
8 to put in a big -- to put in a feature such as a swale
9 or something --

10 MS. CLEEK: Yes.

11 MR. PONTON: -- to contain the runoff.

12 CHAIRPERSON KERN: Sam and then come
13 back over here.

14 MR. BERMAN: Bob -- let me -- do you
15 think it's appropriate to find out who with Caltrans
16 was part of the discussion about the public service
17 hospital environmental assessment?

18 Because as Jan pointed out, this -- the
19 document already has written in it that discussions
20 were made with Caltrans.

21 It would be interesting to know who that
22 person is and maybe that would be appropriate for you,
23 Jim, to ask Mr. Yam who that might be so that we can
24 get more -- more, you know, knowledgeable about all the
25 discussions.

1 MR. PONTON: Right. That's a good
2 point. That's a good point. That would be a good
3 idea, and also for Craig to follow up --

4 MR. COOPER: Yeah.

5 MR. PONTON: -- to find out who, because
6 there are other discussions with Doyle Drive and other
7 of the site, so we'll follow up with that one way or
8 another.

9 MR. COOPER: I think the trust initiated
10 the contact with Caltrans about this, but I think -- I
11 don't know what kind of connection to Mountain Lake
12 we're going to get out of this, because I think it's
13 for a ramp on the other side of the street to get into
14 the public health hospital and we're worried about the
15 Mountain Lake side of Park Presidio Boulevard.

16 MS. BLUM: But it's definitely
17 worthwhile trying because we're definitely going to
18 have to do something with that road. The road is going
19 to be disrupted, anyway.

20 MR. PONTON: Right.

21 MS. BLUM: That was Sam's point was a
22 really key point, I think, If it's appropriate to
23 bring all of these various parties together to share
24 their knowledge and see if you can't leverage not only
25 the information, but the money involved.

1 If there's grant money and we've got
2 developmental money on the -- on the other side with
3 the trust to still grow and all that, that's -- I
4 doubt -- you know, I don't know, but I don't think the
5 trust is going to want to pay for roads if they don't
6 have to. I think it's going to come out of the
7 developer's funds.

8 But I wanted to ask Jim what the next
9 steps would be with this Mr. --

10 MR. PONTON: Yam?

11 MS. BLUM: Is it Yam?

12 MR. PONTON: Y-a-m, yes.

13 MS. BLUM: Yam, mm-hmm.

14 MR. PONTON: The next step, I was going
15 to allow a little bit of time -- unfortunately Mary's
16 gone back to Regional. She's gone back to Sacramento,
17 and I want to thank her on the record for her -- Mary
18 Frederick and her office from Caltrans.

19 I'm going to contact Mr. Yam and see how
20 he's getting along with that proposal. It sounded like
21 that was a very short time frame he had to work on
22 that.

23 MR. ULLENSVANG: Caltrans called me at
24 the end of the day. I haven't returned the call, but
25 the message indicated that they were looking for some

1 additional information.

2 MR. PONTON: Great.

3 MR. ULLENSVANG: So it's working.

4 MR. PONTON: Great. Thank you, Brian.
5 I haven't checked my voice mail since I've been here,
6 so it sounds like it's working.

7 So, you know, I -- I'll talk to my boss,
8 who's in the back here, to see when it's appropriate
9 time, but I want to give him a little bit of time.

10 It sounds like he's working on it. He
11 came prepared to ask all the questions that he needed
12 to know to work on that project. I was impressed by
13 that.

14 CHAIRPERSON KERN: Was there another
15 question over here?

16 MS. PASSERO: I guess it's further of
17 what Jan was saying, but was the nature of the
18 discussion just around the restoration part?

19 There's certain facets to this issue. It
20 seems like there's cleanup. There's also restoration
21 and the prevention of the continued pollution.

22 So, I mean, is there -- how far has the
23 conversation gone? Is it too preliminary? Are the
24 grants fully dedicated towards restoration efforts? I
25 guess there's some sort of mitigation, but what was the

1 nature of it?

2 MR. PONTON: If I understand that, all
3 those three topics were discussed. The history of the
4 lake, what's going on at the lake now to enhance it
5 through tree removal.

6 Mr. Yam is a landscape engineer by trade,
7 I think, by training. So he can definitely relate to
8 that, and we talked about distribution of contamination
9 and sediments, how they were arrived at at the earlier
10 palial work, and a lot of that was funded by the
11 airport through a resolution adopted by the board,
12 referring to the San Francisco Airport in mitigating
13 wetland fill at the airport to provide Presidio with
14 \$500,000 for that work or the Golden Gate National
15 Recreation Area. That was funded through San Francisco
16 Airport initially.

17 So we talked about that and we talked
18 about the distribution of the contaminants and -- and
19 ways of engineering the system so that it would not be
20 directed into the lake.

21 There can be some type of conveyance to
22 maybe the city sewer or some other -- some other way or
23 some other engineering design. That's where the space
24 limitations come into play. So a little bit about
25 everything.

1 MR. COOPER: Mm-hmm.

2 MR. PONTON: So I don't know exactly --
3 key funds are supposed to be assigned to things that go
4 above and beyond kind of the call of duty and
5 they're -- they're so we'll see what he puts together.
6 He's aware of the problem. It was pretty good.

7 MR. COOPER: He's a sharp guy.

8 CHAIRPERSON KERN: Thanks a lot, Jim.

9 MS. PASSERO: Yeah. Thanks, Jim.

10 CHAIRPERSON KERN: All right. We're to
11 new business, and I think we're -- if nothing crops up
12 here at the end of the meeting, we'll be able to sort
13 of finish off.

14 Any new items? Well, I can review some
15 of the things that I put down as action items and
16 future agenda items kind of all put together here.

17 For the next meeting, which is the
18 committee meeting, we'll further discuss the ten-year
19 anniversary of the RAB. We're going to look at
20 generating a list of all former RAB members, maybe
21 create some memorable moments and get on this e-mail
22 list that's going around about that day, perhaps a
23 timeline of the RAB history.

24 On April 14th, the public health service
25 hospital environmental assessment is going to be

1 discussed probably June? Do you know where that is,
2 the time and place?

3 MS. CHEEVER: I don't. It's probably
4 six o'clock. I don't know.

5 CHAIRPERSON KERN: So that's going to be
6 discussed, and the document is available online. There
7 are some interesting issues in that document with
8 respect to the cleanup.

9 It was mentioned that when it's
10 available, perhaps after this groundwater monitoring
11 period is finished and we note -- if we could get some
12 update on the landfill 4, fill site 5 post remediation
13 well information.

14 We had a request for a schedule of the
15 variance, I guess, report that shows the difference
16 between the current and the baseline.

17 We will probably discuss in your
18 absence -- no. We will probably try to discuss the FS
19 comment letter response as we receive it.

20 It was discussed tonight that the trust
21 investigate their recourse and disputes with Zurich,
22 where there are disagreements, and we identified
23 perhaps in some more official way the trust position on
24 this financial analyst issue.

25 The Mountain Lake, we'll have an update

1 on that probably at the committee meeting as far as how
2 our contacts are going, and it was requested that
3 perhaps someone like Craig might pursue who the contact
4 for Mountain Lake --

5 MR. COOPER: Correct.

6 CHAIRPERSON KERN: -- For the
7 development would be at Caltrans.

8 MR. COOPER: At Caltrans, right.

9 CHAIRPERSON KERN: Any other items that
10 I -- yes.

11 MS. MONAGHAN: Chris Nelson's going to
12 do a field trip at Mountain Lake.

13 MR. COOPER: Right.

14 CHAIRPERSON KERN: So that will be the
15 date and time will be passed around, I suppose, to all
16 the RAB members.

17 MR. COOPER: Yes.

18 MS. TRIGIANI: Did I zone out or --

19 CHAIRPERSON KERN: Yes.

20 MS. TRIGIANI: -- did you cover
21 something with -- with the financial analyst person?

22 CHAIRPERSON KERN: I kind of put that
23 into the recourse --

24 MS. TRIGIANI: Okay.

25 MS. TRIGIANI: -- with disputes with

1 Zurich.

2 MS. TRIGIANI: Okay. Thanks.

3 CHAIRPERSON KERN: Not that it's raised
4 to a dispute yet, but perhaps it will be.

5 MS. TRIGIANI: No, and for the record,
6 I -- I don't advocate any sort of dispute. I don't
7 understand the term and I'd like to have a better
8 understanding.

9 MR. YOUNGKIN: Ten-Year anniversary mega
10 party.

11 CHAIRPERSON KERN: Mega party. Perhaps
12 we'll include that in the discussion that's going to go
13 on e-mail if we want to have some sort of festivities
14 before or after, perhaps during the entire meeting, you
15 know, ongoing consumption of beverages.

16 Sam, yes.

17 MR. BERMAN: I understand we're going to
18 get a -- a discussion on the FS -- the focused FS for
19 landfill E by the CH2 --

20 CHAIRPERSON KERN: Right.

21 MR. BERMAN: -- people at the next
22 committee meeting.

23 MR. COOPER: Correct.

24 MR. BERMAN: So is that document now
25 available?

1 MR. COOPER: What? The focused
2 feasibility study?

3 MR. BERMAN: Yes.

4 MR. COOPER: No. This would be just
5 like the one we did with EKI.

6 MR. BERMAN: So --

7 MR. COOPER: They'll have a handout that
8 will have a -- a more detailed description of the
9 potential alternative --

10 MR. BERMAN: Right.

11 MR. COOPER: -- to be analyzed.

12 MR. BERMAN: But Is there anything that
13 one can read in advance of that -- of the next
14 committee meeting so that you can have some thoughtful
15 questions other than just ad hoc things that come to
16 mind?

17 MR. COOPER: Well --

18 MR. BERMAN: I'm speaking for myself.

19 MR. COOPER: -- you have kind of the
20 kickoff -- you know, your notes from the kickoff
21 meeting. we kicked around potential alternatives
22 already now a couple times.

23 MR. BERMAN: But --

24 MR. COOPER: So --

25 MR. BERMAN: Right, but -- but there's

1 no document, nothing I can go to review, that sort of
2 put one's thoughts in order and have some questions
3 that you seriously thought about that you might be able
4 to -- to present to them, because I found after some of
5 these discussions that about three days later, after
6 I've heard the discussion and digested the material and
7 I -- I -- a few -- what I think are substantial
8 questions come to mind, but it's too late to ask.

9 MR. COOPER: Feel free to e-mail us,
10 yeah. I mean, I don't want to get into this long e-
11 mail, you know, discussion, but --

12 MR. BERMAN: But it's just -- it just
13 brings the level of exchange to a -- a more fruitful
14 way if there's something that you can look at in
15 advance of a technical meeting or at least a technical
16 discussion.

17 MR. COOPER: To try and get your brain
18 thinking --

19 MR. BERMAN: Yeah.

20 MR. COOPER: -- in advance of the
21 meeting.

22 MR. YOUNGKIN: The field investigation
23 report.

24 MR. COOPER: Right. There's the field
25 investigation report. You know, I would -- if Hill

1 would send us their draft handouts. We don't have the
2 draft handouts from Hill yet, and, you know, I need to
3 show them to Brian, but if we get them approved, you
4 know, in good shape and okay with Brian, I'll see if
5 they're -- if they're electronically available.

6 It might be like the day before or
7 whatever the committee meeting.

8 MR. BERMAN: Yeah.

9 MR. COOPER: We'll try to -- we'll
10 try -- without making any promises, I'll try to have
11 Chris e-mail the handouts to you all in advance.

12 How's that?

13 CHAIRPERSON KERN: That would be great.

14 MR. BERMAN: I think That's wonderful,
15 yeah. I mean --

16 MS. BLUM: And I'm wondering if it would
17 be helpful if we printed the letter that we wrote to
18 the trust summarizing our landfill meeting notes.

19 CHAIRPERSON KERN: Have we already
20 submitted the letters?

21 MR. COOPER: There were some meeting
22 notes.

23 CHAIRPERSON KERN: Notes, yeah. All
24 right.

25 MS. BLUM: You and Mary worked on that

1 like dogs.

2 Didn't we submit a final letter, Mary, to
3 the trust?

4 MS. TRIGIANI: Yes, we did.

5 MS. BLUM: I'm sure I have it. So I'll
6 try to locate it and maybe we can forward that out.

7 MR. COOPER: That would be great.

8 MR. LUIKART: It was a compilation of
9 letters and the specifics of landfill, other letters.
10 So we should have about five.

11 MR. BERMAN: Yeah. That's the letter
12 that Craig is going to respond to; right?

13 MR. COOPER: Oh, that. I know about
14 that. I was starting to get nervous. Oh, my gosh,
15 there's some other letter that --

16 MR. BERMAN: No. That's part of it.

17 MR. COOPER: That was your multi letter
18 that got put into one consolidated letter.

19 MR. LUIKART: It was about five
20 different areas.

21 MR. COOPER: Right.

22 MS. TRIGIANI: It was magnificent.

23 MR. COOPER: But on the landfill, we've
24 had -- we've had some pre meetings over the last couple
25 months, and was someone -- I thought Chris issued some

1 notes, meeting notes from that. Maybe not. Maybe
2 not.

3 Okay. we should certainly look at our
4 individual meeting notes from those meetings, because a
5 lot of ideas were kicked around at that point in time.

6 Hopefully the idea is that we're going to
7 be handing out to the committee meetings are kind of
8 like -- we'll summarize and present a lot of those
9 ideas that we talked about before.

10 CHAIRPERSON KERN: Okay. well, I've
11 added that item to -- that handouts without promises
12 hopefully will be available prior to the meeting and
13 that we're looking to look for our landfill notes or
14 perhaps a comment letter and get that back to you.

15 MR. COOPER: Okay.

16 CHAIRPERSON KERN: And you see on item
17 9, it's the last thing we're talking about as an agenda
18 item.

19 Prior to closing tonight, I'd like, you
20 know, some minor thank you; but as we approach the ten-
21 year anniversary, it's been many a year's time span
22 when there weren't refreshments provided.

23 So I just wanted to remark and thank
24 Craig for providing these. It's a nice thing.

25 (Applause).

1 CHAIRPERSON KERN: I know we don't say
2 that after every meeting, but it goes without saying,
3 and thanks for providing those drinks and cookies and
4 fruit and all that good stuff. We really do recognize
5 that's happening.

6 Are there any other comments before we
7 close?

8 I'd like to thank everyone for coming out
9 tonight. It was a really good showing for RAB members,
10 and thanks to all the regulatory agencies and Park
11 Service and Trust. Thanks to everyone for coming out
12 and your participation.

13 without objection, meeting adjourned.

14 (The meeting adjourned at 8:50 PM).

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1 STATE OF CALIFORNIA)
2 COUNTY OF SAN FRANCISCO)

3

4 I, the undersigned, hereby certify that I was the
5 court reporter in the proceedings in the within-entitled
6 cause.

7 I further certify that I am not of counsel or
8 attorney for either or any of the parties in the foregoing
9 meeting and caption named, or in any way interested in the
10 outcome of the cause named in said action.

11

12

13

IN WITNESS WHEREOF, I have

14

hereunto set my hand this

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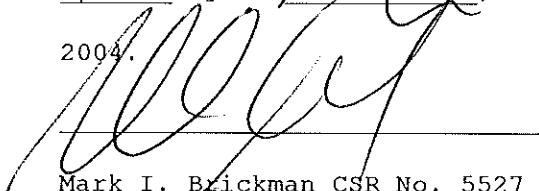
15th day of March

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REPORTER'S TRANSCRIPT OF PROCEEDINGS

TUESDAY, APRIL 13, 2004

OFFICER'S CLUB, BUILDING 50

PRESIDIO, SAN FRANCISCO, CALIFORNIA

Reported by: Mark I. Brickman, CSR RPR
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ATTENDEES

RAB Members:

Doug Kern, Facilitator
Peter O'Hara
Craig Cooper
Chris Nelson
Jim Ponton
Mark Youngkin
Tony Di Stefano
Jerry Anderson
Sara Segal
Julie Cheever
Gloria Gee
Karen Cleek
Sam Berman
Jan Monaghan
Julian Hulgren
John Budroe
Gloria Yaros
George Dies
Michelle Passero
Jan Blum
Brian Ullensvang
Mary Trigiano
Edward Callahan
Lew Stringer
Brian McKeever
Antonia Fairbanks
George Ford

Public:

John Catts
Craig Middleton

BE IT REMEMBERED that, pursuant to Notice of Notice of the Meeting, and on April 13, 2004, at the Officer's Club, Building 50, Presidio of San Francisco, California, before me, MARK I. BRICKMAN, CSR No. 5527, state of California, there personally commenced a RAB Meeting under the provisions of the Presidio Trust.

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1 FACILITATOR KERN: welcome, everyone, to
2 the regularly scheduled meeting of the Presidio
3 Restoration Advisory Board. I particularly welcome the
4 presidio Trust and their contractors, the National Park
5 Service regulators and the Water Board and DTSC,
6 community RAB members and any members of the public and
7 the audience, thanks so much for coming out tonight.
8 It's a special evening. This marks the ten-year
9 anniversary of the RAB.

10 (Applause).

11 Does everyone have an agenda? Are there
12 any changes or additions?

13 Moving along, any announcements? Jan,
14 please.

15 MS. BLUM: Two announcements. Lew
16 Stringer wrote a little article about the Baker Beach 3
17 restoration pending after the cleanup and I brought a
18 few copies of the volunteer voice and I left them on
19 the desk over here. You might also read about Doug
20 Kern activities on May Day on behalf of the park.

21 The second announcement is that tomorrow
22 night there will be a public meeting wherein the public
23 is allowed to comment on the environmental assessment
24 for the Public Service Health Hospital to be held here
25 at 6:30, and everyone's invited.

1 FACILITATOR KERN: Thank you, Jan.

2 MR. YOUNGKIN: By "here," you meant
3 here?

4 MS. BLUM: It's here at the Presidio
5 officer's Club.

6 FACILITATOR KERN: Julian.

7 MR. HULTGREN: Are we going to discuss
8 the Mountain Lake at all tonight? Is it on the agenda?
9 If it isn't, I have a short announcement.

10 FACILITATOR KERN: Yeah, well let's go
11 to the announcement.

12 MR. HULTGREN: There was a piece in the
13 paper the 9th of April. It says: "Caltrans to Install
14 Water Runoff Controls," a very small piece, and
15 probably some of you have seen it.

16 It's very interesting because there was
17 a -- a lawsuit, I think in Southern California to
18 compel Caltrans to take care of some of the runoff from
19 its freeways, and in the settlement, Caltrans agreed to
20 do that.

21 So I thought that might be of some
22 interest if not in our dealings with Caltrans, at least
23 to have knowledge of -- of that having happened.

24 I have the clipping if anyone wants it.

25 FACILITATOR KERN: Very good. I think

1 Michelle and John also were aware of this and forwarded
2 me that information. We should integrate it into our
3 Mountain Lake strategy. Perhaps we can even forward it
4 to URL that John had around.

5 So maybe we can talk about it further at
6 the committee meeting in some detail. Very good.

7 Any other announcements?

8 Very good. Moving on to committee
9 business, the Planning Committee report.

10 Mark.

11 MR. YOUNGKIN: Thank you.

12 The RAB and Planning Committee met on the
13 fourth Tuesday in May. Which day was that?

14 GROUP: March.

15 MR. YOUNGKIN: Oh, the 24th, and Diane
16 from CH2M gave us a presentation on the landfill
17 remedial alternatives and design criteria.

18 So we spent pretty much the whole evening
19 on the presentation and following discussion about
20 their proposed remedial alternatives and the work
21 they've done up to this point.

22 It was a real good discussion. We had a
23 lot of interaction with them. We were able to propose
24 modifications to some of their proposed alternatives
25 and we had a good dialogue with them.

1 And their next meeting is on the 27th of
2 April. We don't have any agenda items yet except for
3 Mountain Lake and we'll have some more of the ten-year
4 anniversary dialogue continue then, I believe. So see
5 you all then.

6 Thank you.

7 FACILITATOR KERN: Sam.

8 MR. BERMAN: Just to add something to
9 Mark's comments already, CH2M actually had a report
10 that they left that they developed for our meeting.

11 I brought a copy with me, so for those
12 that weren't able to attend the meeting, I've got one
13 here if they want to look it over.

14 There's -- actually it's the first time
15 that we've ever seen a contractor provide this kind of
16 material, and it was actually a pleasure to get
17 something in advance and actually -- and something to
18 take away from the meeting. That was quite useful.

19 MR. YOUNGKIN: You should pass that
20 around.

21 FACILITATOR KERN: I also want to ask
22 Michelle, do you have anything that you wanted to say
23 about what you've been doing?

24 MS. PASSERO: With regard to Mountain
25 Lake?

1 FACILITATOR KERN: Mm-hmm.

2 MS. PASSERO: I guess just for an update
3 and perhaps for the record that we are continuing to
4 work and follow up with staff people with regard to the
5 letter that was sent on behalf of the RAB, and the
6 Caltrans issue related to Mountain Lake, so we'll
7 continue to pursue that and let you know we're talking
8 about it.

9 FACILITATOR KERN: Very good. Any other
10 announcements or committee reports?

11 All right. Good. We're going to spend a
12 little time now. We have some special guests in the
13 audience and they have time commitments, and so what
14 I'd like to be able to do now is move into a little of
15 our ten-year presentation.

16 I have a few comments and they're -- it's
17 really going to be more of an informal thing that I
18 hope people that have been around or at different times
19 would like to comment, please do.

20 It's supposed to be just an informal
21 timeline of the -- the history, and for those of you
22 that are newer and haven't heard of some of the things,
23 we'll just do a brief sort of ten, fifteen minute
24 recount.

25 Hard to fit ten years in fifteen minutes,

1 but we'll give it a shot.

2 So it -- we actually did form in April
3 1994, the very first meeting. Those of us that went --
4 I guess there are three of us here tonight that were at
5 that meeting. It was just the same way that most of
6 you heard about it. It was an announcement in the
7 paper that the RAB was forming.

8 The RAB was formed as a result of
9 President Clinton's Executive Order associated with
10 BRAC that there should be community advisory boards
11 formed if a certain number of people wanted them, and
12 I'm not sure -- I can't recall exactly how many, but I
13 think it was -- I think if ten members of the community
14 wanted such committee to be formed, then one was
15 formed, and there was a group.

16 I have found -- since found some minutes
17 as of today. George helped me find a list of the
18 predating technical review committee that predated the
19 RAB, went actually a few years I think before the RAB,
20 and some of those members actually carried on into the
21 RAB when it formed in 1994.

22 The first year was pretty hectic. Our
23 meetings were four per month, two regular meetings and
24 two committee meetings. They lasted sometimes till
25 11:00, 12:00 at night. They were fairly disorganized.

1 MR. O'HARA: 2:00 in the morning.

2 FACILITATOR KERN: 2:00 in the morning
3 at one point, that's right, Peter reminds me, but
4 significantly we formed -- we spent a lot of time on
5 the bylaws that first year, and the bylaws included
6 such things as a facilitator, which for our group kind
7 of formed organically.

8 Most of the community members and many of
9 the agency members were not too thrilled to be there
10 till 2:00 in the morning. There was not really good
11 facilitation of the meetings, and at that point I
12 happened to be, you know, doing that for a living, and
13 so I volunteered and we went for a few meetings.

14 Eventually the RAB actually then
15 auditioned several people for the job and wrote it into
16 the bylaws that we would have our own facilitator and
17 the RAB would get to vote on it, and it was really a
18 significant part of the formation of the RAB, that we
19 had that.

20 In addition, we had a strong co-chair.
21 we've had -- Mark is our third, and the first one
22 lasted about a year and the next person lasted about
23 seven or eight months or so.

24 So Mark has been the co-chair now for I
25 think eight of his nine years on the RAB, so it's been

1 a significant amount of time and effort on his part.

2 MS. WRIGHT: Doug?

3 FACILITATOR KERN: Yes.

4 MS. WRIGHT: I know I was confused about
5 the term "co-chair" until about a month ago.

6 Could you explain what co-chair means?

7 FACILITATOR KERN: The Restoration
8 Advisory Boards across the country, and there are some
9 350 or over that amount for all of the military bases
10 that were closed.

11 The military has a chair and then the
12 community has a chair and they call them co-chairs and
13 they -- it all works out kind of on a site specific
14 basis.

15 Sometimes the community co-chair is a
16 former military person and things tend to go that
17 direction.

18 Fortunately in our case we've had sort of
19 a -- a big separation between the military and the
20 community.

21 So that's where the term "co-chair"
22 comes. Since then, we've had -- for the agency side,
23 the agency -- the agency co-chair then went to Sharon
24 Reikoff for the Trust.

25 It was David Wilkins first for the Army

1 for those of you who remember him. Then he -- we had
2 many fun, enjoyable meetings with David, and -- and
3 then after Sharon, of course Greg.

4 So I'm just going to pass out some
5 documents. You're not going to need to read this all
6 tonight, but kind of in the lead-up, I'm going to race
7 through this because I don't have a lot of time and I
8 want to make sure Craig makes a few comments, that a
9 big part of our effort was leading up to the 1997
10 feasibility study by the Army, and prior to that, we
11 recognized that the landfills here at the Presidio were
12 going to be the big ticket items, and I remember
13 particularly at one meeting Jan Monaghan mentioning to
14 me "it's the landfills. It's the landfills."

15 That was really early on, probably in our
16 first year on the -- on the RAB, and it really turned
17 out to be the case.

18 The Army was spending a lot of time on
19 the petroleum, the fuel distribution system cleanup and
20 they were cleaning up some former spills of gas
21 stations, but the big, huge thing down the road was
22 going to be the landfills.

23 So in 1997, prior to the Army coming out
24 with their final feasibility study, the RAB produced
25 this document which you see, which is the landfill

1 resolution.

2 we really worked this over and over and
3 over, and I think the document and its associated
4 landfill closure principles, which are also attached,
5 are really a testament.

6 They still kind of last till today.
7 They're still just as applicable to today's issues and
8 beyond the Presidio, I think, that -- that they are
9 back then.

10 So take a look at those things. I think
11 they're a good reminder of -- of where we've been and
12 where we're going.

13 We've -- we've had some great success
14 with Crissy Field, Landfill 4, Fill Site 5. Hopefully
15 is this year we'll be looking closing -- doing clean
16 closure on Baker Beach 3, 4 and Fill Site 6, and some
17 of that work comes back from the early days of the RAB
18 when people are telling us -- the Army, in
19 particular -- we don't excavate landfills. We'll
20 probably, you know, contain the waste in place and
21 monitor it, and that was only going to be probably for
22 Landfill E, that there really was going to be any major
23 kind of a -- a reaction on their part.

24 So that's in there, and also I've
25 attached a letter that the RAB wrote in response to

1 Dave wilkins when he sent me a letter and effectively
2 said I was no longer going to be the facilitator on the
3 RAB just on his own.

4 He just decided that, and so the RAB
5 responded with this letter, which I still keep. I
6 think it's kind of an amazing letter, and we ended up
7 talking about it and he just sort of melted in his
8 chair for several hours when the RAB just -- you know,
9 I just don't think it's a good idea that somebody
10 with -- you know, unilaterally decide we wouldn't get
11 our facilitator, and it just went on for hours, and it
12 was a really nice meeting.

13 The RAB organized -- I just have a few
14 minutes left. The RAB organized very strongly around
15 the Army's feasibility study that was a 36 million
16 dollar proposal. 1.5 million of that was to move dirt.
17 The other -- the remainder, 33 and a half million was
18 to contain waste in place and monitor. So that was
19 soundly rejected.

20 we had many, many community comments,
21 over fifty, and these were large, thick packets of
22 comments in concert with the Presidio Trust and the
23 National Park Service, other agencies, and the Army,
24 their -- their whole proposal was soundly rejected.

25 So that was a really a major achievement,

1 and that was in 1997.

2 The period after that through 1998, 1999,
3 the Army was trying to regroup. They were also
4 beginning negotiations with the Presidio Trust because
5 it became clear they simply weren't going to get what
6 they wanted here.

7 The negotiations, as most of you know,
8 ended up with the Trust becoming the lead agency and
9 receiving a hundred million dollars to do that in
10 contrast to the 36 million dollars that they had
11 proposed to do the work. So that was really a big
12 deal.

13 That was at the time when the insurance
14 policy and the memorandums of agreement between all the
15 agencies were negotiated, and so that period went on
16 for a couple of years.

17 The RAB negotiated with the Trust, then,
18 to begin to look at what the remedies were. We formed
19 working groups, and for many months, the RABs worked in
20 these small groups to propose what would be done, and
21 that was another really major project that the RAB took
22 on, and we worked with the Trust and the Park Service.

23 I should -- I should mention that in
24 addition to Mark and Julie, who were the only remaining
25 members who have been here nine years, Brian has also

1 been along for the ride for -- for those nine years.
2 So it's been -- it's been a long haul.

3 In the last part of this, many of you
4 have participated recently in the Mountain Lake
5 resolution, and that was an important -- important
6 thing.

7 we just noticed that things weren't
8 moving along and the RAB took action, wrote the letters
9 that started a process that we hope will encourage that
10 along.

11 I suppose in my final comments here --
12 there's -- there's much that I didn't cover, but I
13 should say probably the lessons learned -- I mean, here
14 we are ten years down the road. What have we learned
15 from this?

16 And I'm sure many of you would have
17 comments, but from my perspective, it's -- it's been
18 about the credibility of this group.

19 we've never really overstated our
20 position. we didn't exaggerate. we based everything
21 that we did mostly on the data that had been generated
22 by the agencies.

23 So we used their data, and we had access
24 to other public groups. So that gave us some strength
25 in our comments.

1 I think another major achievement was the
2 RAB participating, having open access to meetings and
3 documents, and we still ask for those today, and I know
4 Sam has been a tremendous proponent of having easier
5 access to electronic documents and we're starting to
6 see these.

7 I think this is a comment that Sam has
8 been making probably four or five years, and so we're
9 starting to see that, that really happen.

10 On the -- I think we've always maintained
11 a healthy skepticism. We've been willing to ask
12 questions. We haven't believed everything that people
13 have put in front of us, and where we have disagreed,
14 it's been respectful and I think appropriately stated.

15 So I would encourage the RAB down the
16 road to always verify results that people have put out
17 in front of us and to do your own investigation where
18 it's appropriate.

19 We've always had a -- a lot of varied
20 talent on this group and that's -- that's been a key
21 strength of the group, and I would encourage the group
22 to continue that and to bring in new blood, and the new
23 members that always added a tremendous boost to this
24 group.

25 This has been a unique situation.

1 There's no other RAB that I know that was in national
2 parks. We've had tremendous support to get this done,
3 and I think it's -- it's a testament to what, you know,
4 this country feels about its national parks, wanting
5 them to be free and unrestricted use without the worry
6 of contamination.

7 So as we move ahead, what we need to do
8 is continue to look and make sure that this -- that
9 that vision is carried through, that we get rid of the
10 waste wherever we can and we make this park, you know,
11 unrestricted for future use in perpetuity.

12 So I guess this is a point where we're
13 sort of renewing our commitment and renewing our vows
14 to the RAB.

15 It's hard to think that we would be doing
16 this for ten years, but I could see we could easily be
17 in this for another ten, so maybe we're halfway done.

18 Those are my comments.

19 Does anyone have anything they'd like to
20 add in that little brush?

21 MS. MONAGHAN: Terrific.

22 MS. YAROS: I think they deserve a round
23 of applause.

24 (Applause).

25 FACILITATOR KERN: Thank you.

1 And I think there's supposed to be some
2 other remarks and other things happening that I don't
3 know too much about, and who's -- who's supposed to --

4 MS. MONAGHAN: George.

5 MR. FORD: Let me check one thing and
6 then I'll start talking about it.

7 I guess what I'll do is start off and do
8 the introduction. We have here tonight the first
9 employee of the Presidio Trust, Craig Middleton. He's
10 gotten a couple of promotions since he's started out at
11 the Trust, and last year officially became the
12 executive director.

13 So he will have a few remarks for you and
14 then we have some -- some goodies to pass out for
15 the -- for the members.

16 So Craig.

17 MR. MIDDLETON: Thanks, George.

18 I don't know if it's a promotion. You
19 start at the top and get demoted and maybe work your
20 way back. I'll looking forward to the silver
21 anniversary. Hopefully we'll get the cleanup done
22 before then.

23 I think it's really interesting and --
24 and kind of poignant that this year as you are
25 celebrating the tenth anniversary of the RAB, we're

1 also going to celebrate in September the 10th
2 anniversary of the park, so you really have been with
3 us since the beginning. You have been pulling with us
4 since the beginning, and it has been an interesting
5 ride.

6 Until you mentioned David wilkins, I
7 haven't thought of him for a while, and there he is.

8 FACILITATOR KERN: That's probably
9 something you just wanted to block out.

10 MR. MIDDLETON: well, you -- you
11 certainly have been along for the ride, and this as you
12 know is a tremendous project for a lot of reasons, and
13 to have a place like the Presidio being cleaned up and
14 transformed from a military base to a park for the
15 public in perpetuity is really quite a -- quite an
16 opportunity, and -- but I would say, you know, there
17 have been a lot of exciting things that have happened
18 along the way.

19 But one of the most exciting things for
20 me personally in this journey -- and I've been around
21 for I don't know how many years, but even before
22 working with the Trust several years -- has been the --
23 the opportunity to work with people like you who are so
24 dedicated, people who will volunteer to spend two
25 nights a week doing meetings on very interesting and

1 obscure technical subjects and who will -- where's
2 that -- those binders, you know, will look at documents
3 like that and help us get through them and help us to
4 assess them and give us advice and counsel, and, you
5 know, that's really -- it's quite a privilege to work
6 with people like you.

7 So that really has been I think the
8 greatest part of my job is to work with people like you
9 and other volunteers who really have given so much to
10 this place.

11 In my mind you define what public service
12 is all about. You give your time and your expertise
13 for the public good.

14 So thank you. Thank you very much, and I
15 hope it won't be another fifteen years, but maybe
16 another seven or eight.

17 We do have -- is ten years the paper
18 anniversary? I can't remember, but we do have some
19 things that we want to give out.

20 So are you ready to start or should I
21 start?

22 First we'd like -- first we'd like to
23 recognize the people who have served in the RAB for ten
24 years. Think of that, ten years! Let me see. I don't
25 want to miss anybody. Doug?

1 (applause).
2 MR. MIDDLETON: Thank you.
3 MR. FORD: We've got all kind of things
4 for your wall.
5 MR. MIDDLETON: We're not going to let
6 you forget.
7 FACILITATOR KERN: Thank you.
8 MR. MIDDLETON: Jan, Jan Monaghan.
9 (Applause).
10 MR. MIDDLETON: Peter. Peter O'Hara.
11 (Applause).
12 MR. FORD: The plaques were made in the
13 Presidio sign shop.
14 FACILITATOR KERN: They're a landfill.
15 MR. FORD: They are made of recycled
16 materials, but not from a landfill.
17 Thanks go to the Park Service for -- they
18 also put this together.
19 MR. DI STEFANO: Especially (inaudible).
20 MR. MIDDLETON: we have a few people who
21 have served five years, so we'd like to recognize them.
22 Sam Berman.
23 (Applause).
24 MR. BERMAN: Actually six, but it's
25 okay.

1 MS. WRIGHT: Five or more.

2 MR. MIDDLETON: It should be five or
3 more.

4 MS. WRIGHT: It's five or more, yeah,
5 because we also have our nine-year people.

6 MR. BERMAN: Thanks very much.

7 MR. FORD: Actually, why don't we stay
8 down at this end, because the next fellow who's on the
9 list is right here.

10 MR. MIDDLETON: Ed Callahan.

11 (Applause).

12 MR. MIDDLETON: Julie Cheever, and Julie
13 doesn't just come to RAB meetings. She comes to all of
14 the meetings.

15 MS. BLUM: All the meetings.

16 MS. CHEEVER: I just came from a NAP
17 meeting.

18 (Applause).

19 MR. FORD: Julian.

20 MR. MIDDLETON: Julian Hultgren, thank
21 you so much.

22 (Applause).

23 MR. MIDDLETON: There you are. Tracy.

24 (Applause).

25 MR. MIDDLETON: And the co-chair award,

1 Mark.

2 (Applause).

3 MR. MIDDLETON: I think we'd be remiss
4 if we didn't acknowledge and thank our agency
5 representatives who have been here with us for five
6 years, and so what kind of award do we have for this
7 guy?

8 MR. FORD: well, he's -- we give him a
9 plaque and we continue to take his phone calls.

10 (Applause).

11 MR. DIES: Some day this will all be
12 yours.

13 MR. MIDDLETON: George almost qualifies.
14 He's been here 4.9 months, seven years.

15 MR. FORD: I would suggest that we have
16 a little cake right now. I know it's a little
17 unorthodox, but this is a little bit of an unusual
18 meeting.

19 Sam.

20 MR. BERMAN: Before we break up, I --
21 and Doug is -- is very careful and -- and has made
22 careful remarks about himself and his interactions, but
23 my first RAB meeting was in -- in January of 1998, and
24 I saw the interaction between -- between Doug and Dave
25 wilkins, who was authoritative and demeaning and very

1 difficult to deal with, and Doug was just so splendid
2 in dealing with him.

3 I really think that Doug is a great
4 facilitator, and you've never seen him in that -- many
5 people here have never seen him in -- in that
6 environment, but he's very impressive when -- and those
7 skills that he developed as a facilitator I think is
8 what carried the RAB through those really bitter years
9 in -- in dealing with the Army and their -- and their
10 somewhat unwritten plan for the Presidio.

11 So I personally think that Doug is -- is
12 a lot better than we see him now, but let's hope we
13 don't have those situations and we have to see them
14 again.

15 MR. MIDDLETON: You know, in that
16 context, my old boss, Nancy Bluff used to say, you
17 know, in public service the kudos have to go to the
18 last man standing, and in the context with David and
19 Doug, I -- we should give them applause.

20 (Applause).

21 FACILITATOR KERN: well, I then should
22 have a couple of things to say prior to the cake. One
23 is there's more than just cake. We have some beverages
24 of the bubbly kind here, and we -- we also have some
25 extra things to pass out, you know, from -- sort of

1 from me to you, but there's -- there's two people in
2 addition to the three of us that have been here for ten
3 years, Mark and Julie, and they've been here nine
4 years.

5 So we really couldn't have done it
6 without these two folks, so they also, I think, you
7 know -- they basically should have one of these, too.
8 It's effectively the same to me, and they've -- they've
9 participated with an extremely strong contribution.

10 So to you guys, thank you.

11 (Applause).

12 FACILITATOR KERN: So let's see what we
13 have here. We have some champagne, sparkling juice.

14 FACILITATOR KERN: Bob Boggs, Jim
15 Ponton, Brian, Tony. Chris Nelson.

16 MR. FORD: He couldn't be with us
17 tonight, but we know where to find him.

18 FACILITATOR KERN: Michelle.

19 (Applause).

20 FACILITATOR KERN: Sarah.

21 (Applause).

22 FACILITATOR KERN: I have one for David
23 Sutter. David Sutter has been a great help to us.

24 (Applause).

25 FACILITATOR KERN: Mary.

1 (Applause).
2 MS. TRIGIANI: Thank you very much.
3 FACILITATOR KERN: Tracy.
4 (Applause).
5 FACILITATOR KERN: Gloria.
6 (Applause).
7 FACILITATOR KERN: Mark.
8 MR. YOUNGKIN: Oh, thank you.
9 (Applause).
10 FACILITATOR KERN: George.
11 (Applause).
12 FACILITATOR KERN: Is Gloria Gee here?
13 MS. MONAGHAN: No.
14 FACILITATOR KERN: Joel.
15 (Applause).
16 FACILITATOR KERN: Julian.
17 (Applause).
18 FACILITATOR KERN: Jack is not here.
19 Jan.
20 (Applause).
21 MS. BLUM: Number two and number one.
22 FACILITATOR KERN: I have one for you.
23 Peter.
24 (Applause).
25 FACILITATOR KERN: All right. There's a

1 few more. Jerry I don't see. Sam.
2 (Applause).
3 FACILITATOR KERN: Jan, I do have one
4 for you.
5 (Applause).
6 FACILITATOR KERN: John. Ed.
7 (Applause).
8 Julia.
9 (Applause).
10 MS. CHEEVER: Thank you.
11 FACILITATOR KERN: And Karen.
12 (Applause).
13 FACILITATOR KERN: Now did I miss
14 anybody? I see no hands. All right. So we have
15 beverages, we have cake. So let's take a few minute
16 break and then we'll convene for the regular part of
17 the meeting.
18 (Recess taken).
19 FACILITATOR KERN: Before anybody
20 escapes, I'd like to thank Craig Middleton for being
21 with us tonight to celebrate this event. We look
22 forward to supporting him in his quest to make the
23 Presidio what it's going to be for the next few years.
24 MR. MIDDLETON: I hope you all come out
25 and support the Public Health Service Hospital

1 tomorrow.

2 FACILITATOR KERN: So it looks like
3 there have been additional things passed out, George.
4 What are these?

5 MR. FORD: These are magnets and window
6 stickers that were all put together by the Trust design
7 shop, and we'd like you to -- we want to be able to
8 keep track of you wherever you are.

9 I have been instructed to deny that there
10 is any tracking software involved.

11 MR. BERMAN: But George, is.

12 MR. FORD: No, actually your -- I know
13 you're about a nine-year person, so there is a special
14 ten-year sticker.

15 MS. CHEEVER: I see.

16 MR. FORD: Perhaps if you're nice to
17 Jan.

18 MR. FORD: You know, I didn't think to
19 check the math. I hope the math works out. I'm a
20 geologist, so, you know, ten years doesn't even make it
21 on to my radar screen. I start at about 10,000 and go
22 larger.

23 MS. CHEEVER: Anyhow, thank you. Thank
24 you.

25 MR. FORD: You're welcome.

1 MS. BLUM: Thank the design shop.

2 FACILITATOR KERN: Because we're
3 required by something to reconvene the meeting, so I --
4 I think we will, and we'll go with item 5B and George,
5 the project status update. We're really looking
6 forward to this.

7 MR. FORD: Let me go over to my project
8 status update.

9 FACILITATOR KERN: I'm also thinking
10 that champagne for the meetings is a good way to go.

11 MR. FORD: We should probably reserve
12 judgment on that until the meetings's over.

13 FACILITATOR KERN: You may get a whole
14 lot of comments.

15 MR. FORD: I'm in favor of champagne.

16 Okay. I've had a champagne and now I'm
17 doing this with an audience.

18 MS. PASSERO: What's your password?

19 MR. FORD: Well, I made a mistake
20 already.

21 FACILITATOR KERN: No pressure.

22 MR. FORD: Okay. I've got the wrong
23 thing. Okay. Okay. Now I just need to set it up.
24 Okay. Here we are back to where we usually are.

25 This is a monthly update. I'll try to go

1 through pretty quickly, and when it gets confusing or
2 if you have any questions, just call out.

3 The feasibility study and remedial action
4 plan for Landfills 8 and 10. EKI is working on that
5 and we expect them to submit a draft feasibility study
6 this week, which the Trust and the Park Service will
7 review.

8 It's an important report, so that will
9 probably take a little while and then we'll distribute
10 it to stakeholders, I guess, later in the spring or
11 more likely in the early summer.

12 I guess most of you know this. That hill
13 presented -- discussed pre medial alternatives at the
14 March RAB committee meeting and they are working on re-
15 jiggering the alternatives based on the input that they
16 received at the committee meeting.

17 So when it comes out again, we hope you
18 like the way it looks.

19 Small arms firing ranges, RI/FS. There
20 is a draft remedial investigation report that's on the
21 street right now, and we're working on draft
22 feasibility study, which I believe is due to be
23 completed -- a draft of it is to be completed this
24 summer.

25 Mountain Lake, URS is working on a

1 remedial design sampling plan. We expect to release
2 that later this month. George?

3 MR. DIES: No.

4 MR. FORD: Later this month or early
5 next month assuming we can get through Trust and Park
6 Service review.

7 RAB tour scheduled more next Monday,
8 April 9th and 5:30, and do you all have a meeting
9 time -- I mean a meeting location?

10 MR. ULLENSVANG: I don't think we have,
11 but it's at 5:30.

12 MR. FORD: I will ask Chris to -- Nelson
13 who, I guess, will be participating in that tour to e-
14 mail.

15 If he e-mails out a meeting location
16 tomorrow, is that -- everybody will be able to get that
17 message? Meeting place to be announced later this week
18 via e-mail. Chris is ahead of me.

19 FACILITATOR KERN: It seems thinking
20 about it a little bit, if there's not going to be
21 transportation from, say, the Trust parking lot to
22 Mountain Lake, maybe people should meet at Mountain
23 Lake or meet at -- maybe carpool over there? There's
24 not a lot of parking over there.

25 So anyway, it seems some care should

1 be --

2 MR. BERMAN: You could meet at the
3 golfcourse, which is pretty close by, and there's a lot
4 of parking there.

5 MR. FORD: And if you go --

6 MS. BLUM: You can also meet at the
7 Public Service Health Hospital at the end of the
8 parking lot and walk through the back entrance to
9 Mountain Lake.

10 Chris can probably drive down there.
11 It's only for Trust people.

12 MS. CHEEVER: I think that's the
13 closest. If you park at 15 -- just north of 15th and
14 Lake at the Public Health Service Hospital, it's only a
15 couple of blocks to the beginning of the park, Mountain
16 Lake Park.

17 MR. FORD: It's even less if you go
18 around the back.

19 Do you want to just set a meeting spot
20 and I can tell Chris where it's going to be?

21 FACILITATOR KERN: Let's say the Public
22 Health Service Hospital. There's a couple of parking
23 lots.

24 MS. CHEEVER: I think we should meet at
25 the playground of Mountain Lake Park.

1 FACILITATOR KERN: Oh, oh, okay. The
2 park and then --

3 MS. CHEEVER: Go to the park and you can
4 get there. The playground's unmistakable.

5 MS. BLUM: Playground. Okay.

6 MR. FORD: Okay. All right. I'll give
7 Chris that message and he'll send out a confirming e-
8 mail.

9 Okay. Nike swale, we're working on a
10 remedial design. The draft field investigation report
11 was issued last month, so everybody's looking at that.

12 Mactec, who is doing the RAP, will
13 incorporate that data into the RAP and the remedial
14 design for -- which is included in what we call RAP 3.
15 It's the third RAP that we're doing.

16 Landfill 4 and Fill Site 5, Treadwell &
17 Rollo did a draft construction completion report that
18 came out last fall, and the Trust and the Park Service
19 reviewed it, have a lot of comments on it, and so they
20 are working on revising that now.

21 The Trust in the meantime is working to
22 wrap up kind of the final loose ends on the job. There
23 are two things in particular. There are -- is a
24 remnant pesticide exceedence at Landfill 4, and a zinc
25 exceedence at landfill -- at Fill Site 5 that we really

1 became aware of when the initial draft report came out
2 last fall, and we have been working on that with the
3 Park Service and have been discussing it with DTSC as
4 to what to do about these exceedences, and right now
5 the Trust is working on a -- a letter that will propose
6 to do some additional sampling in the one location at
7 Landfill 4 and the one location at Fill Site 5 where we
8 have these exceedences.

9 The idea will be to confirm -- either
10 confirm or deny that the material is there. If there
11 is any soil remaining that has an exceedence, we'll
12 remove it, and if there isn't, then we'll just collect
13 all the data into the construction completion report
14 and -- and resubmit it -- well, submit it to DTSC.

15 we'll have further news on that as we get
16 closer to finishing the construction completion report.

17 MS. BLUM: Since people are working on
18 Fill Site 5, are they protected from this potential
19 problem?

20 MR. FORD: Yeah, they are. The issue at
21 Fill Site 5 right now is that we have a zinc
22 exceedence. There are actually a few kind of hairline
23 exceedences of vanadium and thallium I think is the
24 other metal that occur at like a half a part per
25 million above the cleanup level.

1 At the moment, we really don't think
2 those are of very much concern.

3 There is a zinc exceedence. The zinc
4 cleanup level at that site is about 160 parts per
5 million.

6 We have a site where the main
7 confirmation sample that was taken met the exceedence
8 level -- I mean, met the cleanup level, but a duplicate
9 sample that we took just to confirm that all the
10 analysis was being done right exceeded the cleanup
11 level by about, I think, a hundred and -- it was about
12 double the cleanup level. It was about 340 parts per
13 million.

14 That's one that we're taking a look at.
15 we have advised the -- the people who are doing the
16 planting out there where that exceedence is and have
17 basically flagged it out in the field and asked them to
18 stay away from that area, so --

19 MR. BOGGS: If I can add a little to
20 that. That cleanup level is also based on an
21 ecological number, not a human risk number.

22 The zinc people tend to be -- it's not
23 very toxic for people, but it's very toxic for animals
24 that might visit the site. People actually, you know,
25 take zinc lozenges and put zinc on their nose.

1 So that cleanup level that George is
2 talking about is really for the animals that are much
3 more sensitive to it than people.

4 A typical cleanup level would be much --
5 based on human exposure would be much, much higher than
6 what we have.

7 MR. BERMAN: George, another question.
8 Is the zinc elemental zinc is or is it compounded or
9 has it been -- is it an organometallic?

10 MR. FORD: We actually haven't speciated
11 it. We -- the hits came in a total metals analysis, so
12 at this point we don't know what the source is.

13 MR. BERMAN: The question for Bob is:
14 Isn't the toxicity of zinc somewhat dependent on how it
15 species?

16 MR. BOGGS: Yeah. When we look,
17 particularly for like tetraethyl lead --

18 MR. BERMAN: Yeah.

19 MR. BOGGS: -- which is a common organic
20 metal, it would -- you know, if -- if we weren't
21 cleaning up to a level that was of concern, if we don't
22 run into a lot of organic zinc compounds, typically we
23 don't in our investigation work, and there's not a lot
24 of widespread use of organic zinc compounds, and like
25 tetraethyl lead, so typically we don't go looking for

1 organic zinc compounds unless we have some reason like
2 based on historic records to go look for them.

3 So typically when we do these cleanups,
4 it's based on the total lead.

5 MR. BERMAN: But presumably the -- the
6 organic lead -- the organic zinc would be much more
7 potent as a -- as a toxic substance -- right -- if it's
8 been compounded; not necessarily like the lead, but,
9 you know, who knows?

10 I don't know the chemistry of -- of zinc,
11 but most of these heavy metals, when they do become
12 organic compound, their toxicity goes way up.

13 MR. BOGGS: Yeah. Most of them don't
14 exist that way. Most of them exist like galvanizing on
15 pipes, paints and coatings, zincs are used in that kind
16 of thing.

17 So typically where we find zinc, it's not
18 an organic zinc compound. They're just not in wide
19 use.

20 So we probably need to look for special
21 circumstances to even suspect that it's not one of
22 these very, very common sources of zinc.

23 MR. BERMAN: So -- so you're not going
24 to require any speciation on this sampling?

25 MR. BOGGS: No.

1 MR. ULLENSVANG: Sampling the risk
2 numbers started back when the Army started of the
3 different species of the metals were investigated to
4 look for how the risks were built up.

5 So it's my recollection, which may be
6 wrong here, but I believe it's zinc acetate that the
7 studies were, and it's very easily absorbed compared to
8 some of the other zinc compounds.

9 So those -- those -- that information is
10 available in the cleanup level documents. We have that
11 available. We can get it from the Trust library.

12 You can look at what the assumed bases
13 for what the assumptions were for the zinc particularly
14 and for any of the metals, and that was projected on
15 what the total number would be.

16 MR. BERMAN: Yeah. Well, I guess -- I
17 guess from the history, there's no particular reason to
18 assume that you're dealing with any organic form, so
19 you're not going to require speciation, anyway, so --

20 MR. ULLENSVANG: Zinc in any form is not
21 terribly toxic to humans. So it does become -- I
22 believe the human number is something on the order of
23 10,000, and so an eco grade is much greater at a lower
24 level.

25 MS. YAROS: Would you mind explaining?

1 when you say -- are you saying organic zinc?

2 MR. BERMAN: Zinc -- I was just curious
3 to know whether it was just elemental zinc or zinc that
4 had formed like an organic compound, because some of
5 these have heavy metals when they do form organic
6 compounds, they become more toxic in -- in the compound
7 nature than they are in the elemental form.

8 So -- but I think Brian has sort of
9 cleared it up because -- because the -- the numbers are
10 just so far apart from what's been found and what you
11 might even think is toxic in an organic form, it's
12 worth the effort to do the speciation.

13 Do I have that right, Brian?

14 MR. ULLENSVANG: Yes.

15 MS. YAROS: Thank you.

16 MR. FORD: Baker Beach 3 and 4 and Fill
17 Night 6A. The RAP was signed on March 18th, so
18 that's -- that's the biggest piece of the puzzle, and
19 it's in place and ready to go.

20 The Trust sent out a revised design
21 package that included a bunch of different documents.
22 There was plans and specs. we did a building stability
23 investigation, did a new construction quality assurance
24 plan.

25 we also had a fairly important memorandum

1 describing the results of some test pits that we dug
2 out at Landfill or Baker Beach 3 last fall, and that
3 stuff went off to DTSC late last week.

4 They -- I'm not sure they've even had a
5 chance to open the envelope yet because it hasn't been
6 there very long.

7 Our plan is to meet with DTSC
8 representatives next week to visit the site and kind of
9 go over the goals that we're trying to achieve for the
10 project, and then after that meeting, they'll be
11 reviewing the design.

12 Our hope is that they'll like it a lot,
13 because we've got a tentative start date set with our
14 contractor on May 17, and so we'll be working with DTSC
15 to incorporate any comments they have on the design
16 into the contractor's scope of work.

17 And so we'll just see how that goes, but
18 we -- we believe we are kind of in the final stages of
19 getting ready to start digging on that project within
20 the next couple of months.

21 So it's been a long road, but I think
22 we're getting pretty close.

23 MR. BERMAN: Has a contractor been
24 selected?

25 MR. FORD: Yeah. We -- we went ahead

1 and did a contractor procurement in January and
2 February, and so the contract's been awarded to a
3 company called Performance Excavators out of San
4 Rafael, and this is the fourth or the fifth job they
5 have done for the Trust.

6 So we know them very well, and they're
7 very capable firm. We think they'll be able to do the
8 work without too much trouble.

9 So -- we did that because it's one of
10 these things that if we -- we have to do some things
11 concurrently, and the contractor procurement is one of
12 those things that we found.

13 We can go out and get a contractor while
14 the design is being finalized and while it's being
15 reviewed by the regulators, and then we just take the
16 final regulatory comments and incorporate them into the
17 contractor's scope before we issue the notice to
18 proceed.

19 So that saves us, because it takes the
20 Trust roughly 90 to 120 days to -- to get a contractor
21 for -- for a job this size.

22 So, I mean, it's likely to be a couple of
23 million dollars' worth of work, so as the contract gets
24 bigger, the amount of time it takes us to solicit the
25 contractors and get somebody on board gets to be

1 longer.

2 we have somebody under contract and
3 they're raring to go, so we hope we can get our
4 paperwork in order and get them going in May.

5 So we'll -- we'll have more news on that
6 at the -- at the meeting next month.

7 MR. BERMAN: Is it inappropriate to ask
8 what they -- what they think their -- their cost is
9 going to be per ton for the -- for the removal?

10 MR. FORD: Um --

11 MR. BERMAN: Because we saw in that -- I
12 mean, it's presumably mostly class II material.

13 MR. FORD: We hope class II mostly, but
14 we know -- one of the things that the test pits we did
15 last fall showed us is that there will be more class I
16 than we had been hoping for.

17 I think it's going to be about a 50/50
18 split between class I and class II.

19 MR. DIES: This article mentions
20 Kettleman.

21 MR. FORD: Kettleman is where we -- one
22 of the places where we send class I.

23 MR. DIES: Yeah.

24 MR. FORD: It's -- there -- I could --
25 it would be better to not go through the quoted prices

1 right now just because off-the-cuff, I would probably
2 mess them up, but I can -- I can tell you that the
3 trend on disposal prices is good, that I believe all of
4 our disposal categories, class III, class II and class
5 I were bid at lower prices than they had been -- were
6 bid for Landfill 4 and Fill Site 5.

7 I mean, they're not hugely lower, but
8 they did go down another ten percent or so.

9 So, you know, the -- the price trend on
10 waste disposal is good. It's still working in our
11 favor, but if you like, I can send out the -- the cost
12 data.

13 I think it would be better for me to send
14 something out by e-mail so that you'd actually have
15 correct numbers rather than try to pull them out of
16 memory.

17 MR. BERMAN: Right. It's just
18 interesting to notice this because the numbers are --
19 are getting so far away from some of the original EKI
20 numbers that, you know, I think we're starting to
21 really rethink some of -- some of the clean closure
22 costs.

23 MR. FORD: They are. I would throw out
24 a note of caution in that I've seen the numbers at --
25 that CH2M Hill gave out at the -- I guess it was the

1 committee meeting, and my response to that was I want
2 you guys to bid my next disposal job because there
3 are -- some of those prices looked very good to me, but
4 some of the other ones.

5 In particular, their \$11.00 a ton cost
6 for what would be cover soil at a class II landfill,
7 which I think they said was eleven bucks a ton, I will
8 eat all of the class II soil that they can put into a
9 landfill at \$11.00 a ton, and I don't think it would
10 make a very filling lunch.

11 I'm not sure where that number came from.
12 I mean, I think --

13 MS. TRIGIANI: Was it a typo?

14 MR. FORD: I don't think it's a typo. I
15 think what it is it's the difference between --

16 MR. BERMAN: Washington and California.

17 MR. FORD: You know, when you're
18 collecting costs, there's -- there's a couple of ways to
19 get cost. One is to call up the landfill and say, "How
20 much for this?"

21 And if it's an engineer calling, the
22 landfill will just sort of throw out a number.

23 If a contractor calls up and says, "I'm
24 bidding this job for the Federal Government. Bid's due
25 on such and such a date. I need a guaranteed disposal

1 price that's good for 180 days after the bid date," a
2 different number will come out, and, you know, what
3 I've got -- what we got in Landfill 4 and what we have
4 now at Baker Beach 3 are the latter kind of numbers.

5 They're actually bid prices that -- you
6 know, that a landfill must honor during the period of
7 the contract, and they -- they're tending to be a
8 little higher than sort of the loosey goosey numbers
9 that go out under other circumstances.

10 So, you know, I think -- I think the
11 numbers that -- I would regard CH2M Hill's numbers as a
12 data point. You need a bunch of data points to really
13 come up with a good estimate of what landfill disposal
14 will cost.

15 So, you know, I would plot those points
16 on the curve, but I wouldn't rely on them solely as the
17 only data.

18 But, you know, that said, I can tell you
19 it -- it's one of those things. When I -- when I hear
20 people say that we're running out of landfill space, I
21 can tell you I have been sending dirt and waste to
22 landfills since the mid-'80s and the price has gone
23 down continuously since the mid-1980s and it's still
24 going down.

25 So -- at least in Northern California,

1 you know, based on the price of disposal, the -- the
2 price of disposal does not support the notion that
3 we're running out of landfill space because the price
4 has been dropping for almost twenty years, and it's
5 continuing to go down.

6 So -- I mean, I think it's good news for
7 here -- for us here at the Presidio --

8 MR. BERMAN: Yeah.

9 MR. FORD: -- because we want to try to
10 get rid of as much waste as we can. So low prices are
11 good.

12 Okay. I think we covered Baker Beach 3
13 and 4.

14 I should also point out Fill Site 6A.
15 Fill site 6A is probably three to four months behind
16 Baker Beach 3 and 4, both in the design and the
17 procurement.

18 We're trying to finalize the draft design
19 that after the Park Service and the Trust are happy
20 with it, it will go to DTSC.

21 My guess is it will go off to DTSC in
22 late May or something like that, and then while the
23 DTSC is reviewing it, we'll do another procurement to
24 try to get a contractor on board to do the work, most
25 likely in August.

1 So we're going to be digging up and
2 getting rid of two big landfills this summer, so if
3 you're walking around the Presidio, look both ways
4 before you cross the street. There will be a lot of
5 trucks going back and forth.

6 Okay. On to RAP 3. RAP 3 is the third
7 RAP that we're doing. The biggest components of it are
8 the Baker Beach 1 and 2 landfills up on the cliffs up
9 near -- basically up near the Golden Gate Bridge toll
10 plaza.

11 Mactec is the engineer working on that.
12 They have been writing the RAP chapter by chapter.
13 They have roughly three-quarters of it together and
14 have sent those chapters to the Trust and the Park
15 Service to review, so we're working on that.

16 And then over the next few months, they
17 will finish the rest of the chapters and send those in.

18 MR. SEGAL: When you were talking about
19 the Nike swale before, that was, Mactec is
20 incorporating that data?

21 MR. FORD: Yeah.

22 MR. SEGAL: That would be on the
23 additional thing, Nike swale?

24 MR. FORD: Nike swale is one of them.
25 The Nike facility. They're roughly --

1 MR. ULLENSVANG: 29 sites.

2 MR. FORD: 29 sites in that RAP.

3 Roughly half of them -- well, the way I think of it is
4 is that there are two big ones, Baker Beach 1 and 2.
5 There are some kind of related sites, 1A and 2A.
6 That's where the heavy lifting will be done on that
7 RAP.

8 There are about ten or twelve other
9 sites, including Nike swale and the Nike facility where
10 something has to be done, but it's a relatively small
11 effort compared to the Baker Beach 1 and 2 landfill
12 removals.

13 And there are about fourteen sites in
14 that RAP that have no further action. We don't think
15 anything else needs to be done.

16 MR. SEGAL: Can I ask under the second
17 bullet? How does what Mactec is doing coordinate with
18 the URS cultural landscape assessment? Does it go
19 through you guys and go to Mactec or do Mactec and URS
20 talk to each other?

21 MR. FORD: It will go through us and
22 we'll give the results to Mactec.

23 URS was brought here because they --
24 there's a particular guy at URS whose name is Vance
25 Benkay, who is an archeologist, who's done a lot of

1 work at the Presidio.

2 The landscape that was done around the
3 coastal batteries, it's really kind of a very sensitive
4 piece of work and we just didn't want to just get Joe
5 archeologist from anywhere to do it, and so that's why
6 we brought in URS because they have a lot of history
7 working at the Presidio and with Park Service, and so
8 we think they can do the best job with this cultural
9 landscape assessment.

10 One of our concerns is it is in area A,
11 so we want to make sure that the people that are doing
12 the work are people who we know can get along with us,
13 can get along with the Park Service and that are
14 thought to be qualified by the Park Service.

15 So that study, I guess, will take the
16 next sixty days or so, something like that.

17 MR. SEGAL: Just so I understand, so
18 Mactec when they -- when they prepare the RAP, they
19 don't have any archeologists on-site or they aren't
20 doing that kind of archeologists look in the maps that
21 they're preparing?

22 MR. FORD: They will look at archeology
23 issues, but they're just kind of taking a -- a broad
24 look at general historic resources and archaeological
25 issues.

1 The -- we have specific things that we
2 have to look at in the vicinity of the batteries where
3 the Baker Beach 1 and 2 landfills are.

4 we know that we're going to have to set
5 up some very heavy equipment right next to the
6 batteries.

7 MR. SEGAL: All right.

8 MR. FORD: And we brought in URS to
9 really take a close look at both the batteries that
10 exist there now and the remnants of the batteries that
11 existed before the current ones were built.

12 So, you know, they have a pretty specific
13 scope that they're looking at.

14 MR. SEGAL: I guess I'm done asking. I
15 don't want to belabor it, to be sure that we're not
16 playing twice for the same thing.

17 MR. FORD: No. There's no duplication
18 of effort. We try to be pretty careful to avoid
19 duplication of effort.

20 MR. SEGAL: Thank you.

21 MR. FORD: Some petroleum projects. The
22 building 1065 area, the interim action phase I is
23 complete and Mactec here is again the engineer.
24 They're working on the completion report.

25 We have a second phase of the interim

1 action that we plan to begin later this year. The
2 second phase is actually digging inside of one of the
3 existing buildings.

4 The first phase we dug a big hole out in
5 an open area to clean up the diesel and gasoline. We
6 got rid of that. We had discovered diesel and gasoline
7 beneath an existing historic building called building
8 1063, and so -- and that is also a site where the Trust
9 is in the protection of -- we will shortly be building
10 a recycled water treatment plant there, and so the
11 second phase of this cleanup will be to go inside the
12 building and clean up the soil so that they can then
13 move in and build the recycled water treatment plant.

14 Commissary P/X, we have a draft action
15 plan. Treadwell & Rollo is reviewing comments and will
16 be turning out the revised draft later in the spring.

17 The building 2780/3231 work area is
18 another area. Jim Ponton put together the work plan
19 and approved on April Fool's Day, although there's
20 nothing funny about the -- the actual investigation.

21 So That has actually started. We're
22 doing some of the geophysical work. The drilling has
23 occurred, and -- actually, I'm sorry. We finished on
24 the 8th and Mactec is working on a draft field report
25 which will go through the usual Trust and Park Service

1 review and then will be sent out to the agencies.

2 Building 1349 area, Treadwell & Rollo
3 again is working on a draft corrective action plan.
4 That's the former oil tank site that is right across
5 Washington Boulevard from Fill Site 5.

6 Budget and cost tracking. We hired a
7 financial analyst for the remediation program.

8 (Applause).

9 His name is Allen -- thanks go entirely
10 to Craig Cooper and I will pass along your -- the fact
11 that you're pleased.

12 His name is Allen Ancheta and he is
13 starting work on April 26th, so we're looking forward
14 to having him get going.

15 Groundwater monitoring. We finished the
16 first quarter 2004 sampling. The semi-annual report is
17 the two binders that a few unlucky people have been
18 handed at this evening's meeting.

19 And we also included some sampling during
20 the first quarter to address the emergent chemicals
21 issue, which came up last year.

22 Recently released documents. I should
23 probably start out by -- I think we have roughly
24 eighteen documents on the Trust website right now.

25 I'm not sure any of these are on the

1 website at the moment, but they will be within the next
2 couple of weeks, so we're a little slow.

3 I know Sam was asking for documents to be
4 posted on the web for five years, and it took us four
5 years and ten months or so to finally get the message,
6 but we're -- we are getting with the program, and these
7 things will be posted there shortly.

8 And there are document copies in the --
9 well, we've sent copies of these things to Mark and
10 Doug to weigh down their mailboxes. There are copies
11 in both 1750 and in the Trust library in building 34.

12 MR. BERMAN: And presumably you're also
13 going to do -- post the executive summaries for the
14 water quality monitoring.

15 MR. FORD: Yes. That's in the works.

16 Everything on this page is basically part
17 of the construction document for Baker Beach 3. In
18 fact, everything on this page except the building 637
19 area completion report is part of Baker Beach 3.

20 And I think that's it.

21 MR. BERMAN: George, do you keep track
22 of the hits in any way on these websites?

23 MR. FORD: No. I don't think we're
24 doing that right now.

25 MR. BERMAN: Is -- is that a plan?

1 MR. FORD: Not that I know of, but I can
2 raise the issue. I believe the Trust keeps track of
3 hits on their -- on the Trust website, so presumably we
4 have the software or some -- some means of doing that.

5 MS. BLUM: Do you think it's important,
6 Sam, that we collect the hits?

7 MR. BERMAN: well, you know, there's
8 a -- there's a financial cost in doing all this to get
9 it on the web and, you know, if there are two hits, me
10 and somebody else.

11 MS. BLUM: Good point.

12 MS. CHEEVER: Yes, but even with ten
13 people, to save the cost of mailing them or giving them
14 the documents, that saves money.

15 MR. BERMAN: Actually, it's the other
16 way around. If you get fifty hits, you can go back and
17 say, "Look at the -- at the comparative cost of putting
18 on the web versus sending out fifty documents," you
19 know, and you can assure that it was worth it, but, you
20 know, keeping track of the hits sometimes is useful
21 when -- for economic arguments.

22 FACILITATOR KERN: Any other questions
23 or comments for George? Ed.

24 MR. CALLAHAN: I'm just wondering what
25 background the financial analyst has.

1 MR. FORD: You know, I should have
2 looked at that and I didn't.

3 There -- I know that most of the
4 candidates that we interviewed had a construction cost
5 accounting background, I think similar to the
6 background that Dave Sutter has or similar to kind of
7 the background of people that he employed, and that's
8 what we were looking for.

9 MR. CALLAHAN: So you got --

10 MS. WRIGHT: I was going to add he
11 starts the day before the committee meeting. Maybe he
12 comes to the committee meeting.

13 MR. BERMAN: That's a bit heavy.

14 MR. FORD: I think it would be better
15 for the committee members and for the new analyst if we
16 give him enough time to get some traction --

17 MS. WRIGHT: All right.

18 MR. FORD: -- before he comes to a
19 meeting.

20 MS. WRIGHT: We'd be nice to him.

21 MR. FORD: It's not about you being nice
22 to him. It's just -- we plan to be mean to him. We've
23 got big plans for him, but it's going to take him a
24 little while to kind of, you know, get into the Trust,
25 figure out which way is up and -- and start learning

1 about the program.

2 So I think it does make sense to have him
3 visit with the RAB. The committee meeting might be a
4 good venue to do that, but we should postpone it, you
5 know, until he has something useful to add.

6 And so my -- my guess is the that will
7 take a few months, anyway, because there's a lot of
8 things he needs to become familiar with.

9 FACILITATOR KERN: Anything else for
10 George?

11 Thank you very much.

12 Moving on to item 6, regulatory agency
13 status updates.

14 Bob.

15 MR. BOGGS: Don't really have much to
16 add. We kind of had a final push a couple weeks ago to
17 get the final RAB signed for the two Baker Beach sites
18 and Fill Site 6A and that all is the update at this
19 point.

20 FACILITATOR KERN: Thanks. Jim.

21 MR. PONTON: Not much. I'm going to be
22 working on Hunters Point, which is a new assignment for
23 me, so I think we're going to be looking at ways of
24 bringing more people in to this site to help me here,
25 and I'll give up Hamilton, and other than that, there's

1 not much to say. Just congratulations to all of you
2 for ten years.

3 FACILITATOR KERN: Thank you.

4 MS. CHEEVER: Jim --

5 MR. PONTON: Yeah.

6 MS. CHEEVER: -- does taking on Hunters
7 Point mean you have to give up the RAB or -- not the
8 RAB, the Presidio, or does it mean you'll be sharing
9 with other people?

10 MR. PONTON: I think I'm going to try
11 to -- we can't hire staff, so we're going to have to
12 share it somehow or pull staff from other departments
13 to cover this. That's -- that's almost a full-time
14 job.

15 MS. CHEEVER: This? Wow.

16 FACILITATOR KERN: Yeah. Hunters Point
17 would be a pretty big order.

18 MR. PONTON: So I'll let you know.

19 MS. CHEEVER: Oh.

20 MR. PONTON: Thank you.

21 FACILITATOR KERN: Michelle.

22 MS. PASSERO: Yeah. I was just curious
23 from either Jim or Bob if there's any new news with
24 regards to Caltrans and discussion of Mountain Lake.

25 MR. PONTON: I was -- I was hoping

1 that -- I think when I last left it, Caltrans was going
2 to prepare a proposal to possibly secure some funding.
3 They were going to work with the Trust on that, so I
4 was hoping to get an update actually at this meeting on
5 how that's going. I haven't heard anything yet.

6 MR. BERMAN: That's from some special
7 funds; right?

8 MR. PONTON: Right. T grants.

9 MR. BERMAN: T grants, right.

10 Does anyone know whether -- whether
11 caltrans is actually going to apply under T grant?

12 MR. PONTON: I think they were going to
13 apply.

14 MR. FORD: I don't know the details, but
15 I -- they do seem to be -- they want to be active
16 participants, so, I mean, right now it looks good.

17 It seems like they want to strike a deal
18 with the other stakeholders and then do something, and
19 I think what they're focused on is getting some grant
20 money to modify the existing surface drainage that's
21 coming off of Park Presidio.

22 MR. ULLENSVANG: What I have heard is
23 that the T grants can't be used specifically for that
24 purpose. They're for the overall contribution to the
25 project amount, and I talked with a gentleman that Jim

1 put the Park Service in contact with --

2 MR. PONTON: Dave Yam.

3 MR. ULLENSVANG: -- and I talked to him
4 several weeks ago now and he said they cleared the
5 first hurdle in the process and a grant application is
6 due I believe the next day or later in that week and
7 they were definitely intending to apply and they were
8 talking with the Trust to get some of the details
9 worked out.

10 MS. PASSERO: It seems like in -- in
11 light of the article, the settlement of the lawsuit,
12 that they wouldn't -- if they're already obligated
13 through the settlement of the lawsuit to address
14 drainage issues related to highways that the grant
15 money couldn't go toward that because they're already
16 obligated to do it, anyway, that the grant money needs
17 to go toward something else.

18 MR. ULLENSVANG: That was similar to the
19 impression that they said at the meeting, that they
20 granted certain off roadway purposes intended for it,
21 and the drainage was not an off road.

22 MS. PASSERO: Yes.

23 MR. BERMAN: Are there any surprises in
24 the -- in the Landfill 8 and 10 RAPs that are being
25 ready for review?

1 MR. FORD: That, I don't know. I would
2 have to find out.

3 Do you --

4 MR. ULLENSVANG: I believe it's the
5 feasibility study that's being prepared now.

6 MR. BERMAN: The RI/FS.

7 MR. ULLENSVANG: And I have not seen any
8 results yet.

9 FACILITATOR KERN: Jan.

10 MS. BLUM: Really more a question for
11 you. How could we be sure that Craig is included in
12 the conversations the Trust might be having with the
13 planning department, the planning department of the
14 Trust is having with Caltrans over their proposed
15 linkage road from the hospital?

16 what steps should the RAB take to make
17 sure that he's included so we know how that fits into
18 this planning process?

19 FACILITATOR KERN: well, I -- I know
20 that we've raised the issue to him several times, but I
21 suppose there's nothing like, you know, putting it to
22 writing and having a letter from the RAB reiterating
23 that, you know, this link needs to be looked at and
24 please get back to us.

25 I mean, having it in writing is a, you

1 know, good thing to do, so -- Julie.

2 MS. CHEEVER: The latest news I hear
3 from some neighborhood groups, though, is that Caltrans
4 is now looking with disfavor on this.

5 Have you heard this, George?

6 MR. FORD: This --

7 MS. CHEEVER: Off Park Presidio. Very
8 recently in a meeting, maybe last week.

9 MR. FORD: Right.

10 MS. CHEEVER: So all I -- maybe we
11 should try to find out if there's new developments
12 about the status of it and maybe we could -- it could
13 be discussed at our committee meeting or something
14 whether to write such a letter, or we could write such
15 a letter, anyhow. Because I know people are not going
16 to let the matter drop.

17 MR. FORD: I will offer a couple of
18 thoughts in dealing with Caltrans. Their default
19 setting is, you know, anything that is proposed by
20 anyone that changes the status quo they are normally
21 not in favor of.

22 So I think you just have to accept that,
23 expect it and keep pushing.

24 I would also say I'm surprised at how
25 quickly the giant elephant that Caltrans is has sort of

1 hopped and turned around after the letter from the RAB
2 went out on the Mountain Lake issue.

3 So I think written correspondence can be
4 a very good thing in some circumstances, so -- and with
5 Caltrans, you just have to be persistent.

6 FACILITATOR KERN: Julian.

7 MR. HULTGREN: I'm just -- excuse me.
8 I'm just wondering what relevance the -- the alternate
9 access to the health hospital has to the remediation
10 issues that RAB is concerned with.

11 FACILITATOR KERN: I think that it's
12 been mostly the idea of coordination, that if the Trust
13 is in conversations with Caltrans about that issue,
14 which is closely adjacent to it, that it would be
15 another opportunity for them to be discussing the other
16 point.

17 MR. HULTGREN: I think there's some
18 danger there, though, in trying to tie ourselves to an
19 issue that reportedly now is in disfavor with Caltrans.
20 I think we -- we want to be very careful about not
21 getting on the same boat that -- that alternate access
22 is.

23 FACILITATOR KERN: well, I do think that
24 it would be worth our while to investigate that status.

25 MR. HULTGREN: I think we need to be

1 advised of what's happening there, but we need to be
2 very careful not to muddy the water as far as our
3 concerns are concerned.

4 FACILITATOR KERN: I guess, you know,
5 with that, I'm wondering if there's a good way for us
6 to check on the status of whether Caltrans applied or
7 didn't.

8 I mean, who would we -- who would we talk
9 to?

10 MR. FORD: I know Chris Nelson and Craig
11 are -- they're really kind of the primary contacts on
12 that. Probably the best thing to do is to check with
13 them because, you know, I think they are trying to keep
14 an eye on it.

15 FACILITATOR KERN: Jim, is that person
16 still in your office that --

17 MR. PONTON: Mary Fredericks from
18 Caltrans? No. She's gone, but I could probably call
19 Dave Yam.

20 I was hoping by introducing the parties
21 and introducing the issues that they would continue a
22 dialogue without me.

23 FACILITATOR KERN: Right.

24 MR. PONTON: And --

25 MR. ULLENSVANG: I think that dialogue

1 is continuing.

2 MR. PONTON: I think so, too.

3 MR. ULLENSVANG: Chris or Craig would
4 probably be a good starting point.

5 FACILITATOR KERN: Okay.

6 MS. TRIGIANI: Doug, can we revisit this
7 issue that -- the question that Julian has raised in
8 committee --

9 FACILITATOR KERN: Sure.

10 MS. TRIGIANI: -- maybe after we get
11 some information as to what --

12 FACILITATOR KERN: I think that -- that
13 would be appropriate to -- really around the whole
14 Mountain Lake issue at the next meeting. We get an
15 update on what we're doing in terms of our legislation
16 issues and we'll -- I'll talk to Craig. I'll commit to
17 doing that and we'll investigate the status of the
18 alternate access.

19 Is there anyone who could actually -- who
20 would know someone to talk to on that?

21 MS. CLEEK: Tomorrow night's the
22 meeting. It seems like some of that will have to come
23 out there because the neighborhood association is very
24 vocal and very -- would like to see that happen, that
25 alternate access.

1 So some discussion has got to happen
2 tomorrow night.

3 MS. TRIGIANI: But the Mountain Lake
4 thing never comes up or they formed to address only the
5 Park Presidio access.

6 MS. CLEEK: They're -- they're formed to
7 deal with issues related to the development of the
8 whole Public Health Hospital.

9 MS. TRIGIANI: Okay.

10 MS. CLEEK: Mountain Lake in particular
11 I wouldn't say is on the scope of what they're doing.

12 MS. TRIGIANI: Okay.

13 FACILITATOR KERN: would you be able to,
14 at the next committee meeting, Karen, come with what
15 you learned about tomorrow night's meeting?

16 MS. CLEEK: Sure.

17 FACILITATOR KERN: That would be great.

18 MS. TRIGIANI: My reason for wanting
19 to -- to keep this question on the table is -- is that
20 we come up with a final answer --

21 FACILITATOR KERN: Mm-hmm.

22 MS. TRIGIANI: -- for ourselves so
23 that -- so that if we decide it is muddying the waters,
24 that we don't do that and we kind of all agree to that.

25 FACILITATOR KERN: Okay. Very good.

1 All right. Anything else for our regulators?

2 MR. HULTGREN: Can I ask a related
3 question of George?

4 FACILITATOR KERN: Sure.

5 MR. HULTGREN: On this -- this new
6 construction accountant, or whatever the title is, when
7 can we expect something from that person and what can
8 we expect?

9 MR. FORD: Um --

10 MR. HULTGREN: If anything.

11 MR. FORD: The idea is he's going to
12 work, so he can do things that we can look at.

13 I would guess it's going to take him
14 three months, anyway, to really get in, get familiar
15 with the sources of information within the Trust and
16 part -- part of what we need to do is to sit down with
17 him and to set some goals for what he's going to do.

18 Because we -- you know, we put out some
19 cost estimates before that had some problems, and so
20 what we want to do is work through, you know, how we're
21 going to display cost projection and cost tracking
22 information.

23 So, I mean, I -- I would think that after
24 he'd been here three or four months, we should be at
25 the point where we have some things that we can show

1 you, and I know, you know, the basic stuff that we're
2 going to be looking at is tracking of money spent to
3 date and integrating that with projections of the total
4 cost of the program.

5 MR. HULTGREN: Mm-hmm.

6 MR. FORD: So, I mean, ultimately I
7 think that's the goal. The program costs that includes
8 columns that track money spent to date so we can see
9 where we are and, you know, see whether the projected
10 sum at the end is positive or negative.

11 FACILITATOR KERN: Anything else on item
12 number 6?

13 Are there any new items for the good of
14 the order?

15 Looking at our action items, then, for
16 the committee meeting, we have an update on our
17 progress at Mountain Lake to include legislative update
18 as far as our efforts go.

19 we'll be investigating the status of the
20 alternate access, the communicating with Chris or Craig
21 with respect to Caltrans and what they have
22 accomplished so far, particularly with respect to the
23 funding grant money.

24 we've also got hopefully a continuation
25 of tonight's celebration, perhaps a little bit more on

1 the informal side. we would hope that people might
2 come to the meeting with perhaps their favorite moment.

3 I have several moments that I could talk
4 about. There's some moments that stand out really so
5 brilliantly that of course we can't actually even talk
6 about them on the record because they're a little bit R
7 rated, I would say, but they were really quite dramatic
8 and they sort of have their place in the informal
9 history of the RAB.

10 So if you have anything like that, you
11 know, please bring that along. we'll be -- we'll be
12 reviewing those moments.

13 Tracy.

14 MS. WRIGHT: And now that daylight's
15 savings time -- well, a few of you know that a few
16 years Jan and I started the "burritos on the beach"
17 thing during daylight's savings time.

18 So we're going to have hopefully a bigger
19 and better picnic get-together before the RAB meeting,
20 because we've been told that we can't bring alcoholic
21 beverages into building 1750.

22 So If you'd like to bring a burrito or
23 soft drinks, we'll be getting together at Baker Beach
24 before the meeting, maybe at 5:30 or so, and I'll be
25 sending an e-mail with directions. It will be cold, so

1 bring layers.

2 FACILITATOR KERN: Sam.

3 MR. BERMAN: Do you have any plans for
4 responding to Craig's response to our letter? It took
5 several months and there's some comments made by Craig,
6 and we haven't actually had a discussion about that
7 letter, and it would seem that at -- at first that we
8 shouldn't let it go.

9 FACILITATOR KERN: Yeah. It's a really
10 good point, Sam.

11 I think in some sense that it took a
12 while to receive it and we kind of -- we got it in the
13 middle of a lot of other things that seemed hotter at
14 the time, but it -- it would be well worth to
15 investigate that.

16 I take it that everybody got that via e-
17 mail?

18 So particularly everyone that has been
19 involved, that's a really good idea at least to read
20 that and become familiar with -- and I suppose we could
21 circulate our comments again and see how he responded
22 to our comments and then decide if there's any kind of
23 response we want to make.

24 So that could be something that would
25 take, you know, possibly -- it would take a little time

1 to analyze it and come up with a proposal, so we'll put
2 that on the action items.

3 MR. BERMAN: I think we should tend to
4 that fairly soon because I think Craig's response --
5 some of it looked like a whitewash to me, and I -- I
6 don't think we should just let it die and we should at
7 least look at it to decide whether we want to have a
8 counter response.

9 FACILITATOR KERN: That's a good idea,
10 Sam.

11 Let's see. Any other action items that
12 anyone had of note?

13 All right. Seeing none, we'll -- we've
14 been talking about the agenda, as well, for the
15 committee meeting and for the next RAB meeting, so
16 we'll get those -- we're probably talking about the
17 next RAB meeting, as well, and the committee meeting.

18 Are there any other comments for tonight?

19 Very good. I'd like to thank everyone
20 for coming out tonight, participating and thanks for
21 commemorating this particular night.

22 I do want to say that in some ways while,
23 you know, those of us that have been around a while
24 appreciate the recognition, I also want to say that
25 those of you that are here tonight, I equally

1 appreciate your time and involvement, because it's
2 really the -- the whole group that continues to make
3 the RAB and make it what it is, and because some of us
4 are foolish enough to hang around for this amount of
5 time doesn't in any way diminish the fact that it's
6 really a -- a credit to this whole group that we
7 continue to attract such great members.

8 So thank you again for coming out tonight
9 and we look forward to seeing you at committee meeting
10 or the next meeting.

11 without objection, meeting adjourned.

12 (The meeting concluded at 9:12 PM).

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1 STATE OF CALIFORNIA)
2 COUNTY OF SAN FRANCISCO)

3

4 I, the undersigned, hereby certify that I was the
5 court reporter in the proceedings in the within-entitled
6 cause.

7 I further certify that I am not of counsel or
8 attorney for either or any of the parties in the foregoing
9 meeting and caption named, or in any way interested in the
10 outcome of the cause named in said action.

11

12

13

IN WITNESS WHEREOF, I have

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hereunto set my hand this

15

30 day of May,

16

2004.

17

18


Mark I. Brickman CSR No. 5527

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PRESIDIO RESTORATION ADVISORY BOARD

TUESDAY, MARCH 13, 2004

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PRESIDIO RESTORATION ADVISORY BOARD MEETING

CERTIFIED COPY

REPORTER'S TRANSCRIPT OF PROCEEDINGS

TUESDAY, MAY 11, 2004

OFFICER'S CLUB, BUILDING 50

PRESIDIO, SAN FRANCISCO, CALIFORNIA

Reported by: Mark I. Brickman, CSR RPR
License No. 5527

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ATTENDEES

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RAB Members:

Doug Kern, Facilitator
Peter O'Hara
Craig Cooper
Chris Nelson
Jim Ponton
Mark Youngkin
Tony Di Stefano
Tracy Wright
Sara Segal
Julie Cheever
Gloria Gee
Karen Cleek
Sam Berman
Jan Monaghan
Julian Hulgren
John Budroe
Gloria Yaros
Michelle Passero
Jan Blum
Brian Ullensvang
Mary Trigiani
Edward Callanan
Jack Luikart
John Di Santo

Public:

John Catts
Craig Middleton
Mark Frey
John Kaiser
Lew Stringer

1 BE IT REMEMBERED that, pursuant to Notice
2 of Notice of the Meeting, and on May 11, 2004, at the
3 officer's Club, Building 50, Presidio of San Francisco,
4 California, before me, MARK I. BRICKMAN, CSR No. 5527,
5 State of California, there personally commenced a RAB
6 Meeting under the provisions of the Presidio Trust.

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AGENDA

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1 FACILITATOR KERN: welcome, everyone, to
2 the regularly scheduled meeting of the Presidio
3 Restoration Advisory Board for May 2004, in the
4 beginning of our second decade of work here at the
5 Presidio.

6 I'd like to welcome the Presidio Trust
7 and their contractors, the Park Service
8 representatives, our regulatory representative, and
9 perhaps we'll have another one, and the community RAB
10 members, that's for being here tonight, and any members
11 of the public, thanks for coming out tonight.

12 Does everyone have an agenda? Are there
13 any changes and additions -- or additions?

14 There are some things that I've been
15 cogitating on with respect to Mountain Lake and our
16 feasibility study response to comments, and I'm unclear
17 whether it's best to weave those in, perhaps, to the
18 project status update or have another agenda item or
19 kind of see how that goes.

20 But it would be generally somewhere in
21 under item 5, either during or after, whatever goes on.

22 I would also say that there has been some
23 work on Mountain Lake that we can talk about, as well.
24 Gloria sent a very nice draft letter with regards to
25 Mountain Lake, and I think it's suitable that there

1 have been additional things happening that I think
2 would be useful to talk about tonight.

3 So you put those out there generally as
4 part of the agenda, and as kind of going on to number
5 3, an announcement. I have with Sam's prompting gone
6 back and reviewed the -- our own feasibility study
7 comments and Craig's response, and just trying to look
8 at where we are.

9 So I guess with your permission, we'll
10 try to weave some of those thoughts into tonight's
11 discussion.

12 Are there any announcements or any other
13 old business at this time?

14 All right. Let's move on to item 4 and
15 the committee report.

16 MR. YOUNGKIN: Thank you, Doug.

17 The planning committee met on the fourth
18 Tuesday of April, April 27th. It was our continuing
19 tenth anniversary discussion, so we had sort of an ad
20 hoc discussion of the past ten years, a little
21 overview.

22 We then had a pretty long discussion on
23 Mountain Lake, talked about quite a few different
24 things on that. We had an update on the Baker Beach --
25 Baker Beach disturbed area 3, sort of a progress report

1 by George Ford, where we are with that.

2 we had a big discussion on the new firing
3 range that was found in the basement of building 649.
4 That was a new story, and I think that was about it.

5 we talked about the ten year anniversary
6 stuff for quite a while.

7 FACILITATOR KERN: A little telling of
8 kind of where we were and people reminiscing a little
9 bit about how fun it used to be spending here till
10 twelve midnight four nights a month and stuff like
11 that.

12 MR. YOUNGKIN: And someone asked to see
13 the response from the National Park Service on the
14 Freedom of Information Act request.

15 MR. ULLENSVANG: It's on Trust
16 letterhead. That's Trust Fund.

17 MR. YOUNGKIN: It is the trust one. I
18 didn't bring the park service.

19 who was that that asked to see that?

20 (Jan Monaghan raises her hand).

21 MR. YOUNGKIN: I'll try to get that.

22 The next planning committee meeting is
23 the fourth Tuesday of this month. Hope to see
24 everybody there.

25 Thank you.

1 FACILITATOR KERN: Any comments for
2 Mark? Yes.

3 MR. O'HARA: Just as a part of your
4 leadoff, are there substantive issues that were
5 discussed on the Mountain Lake project that we should
6 discuss at this meeting or is that part of the
7 presentation that you're talking about, Doug?

8 FACILITATOR KERN: Yeah. I think it's
9 part of the same thing. We had anticipated, perhaps,
10 even voting on a letter tonight, but I -- I'm going to
11 recommend as we get there that we may not do that, that
12 we have a letter.

13 It's in really pretty good shape, but I
14 think we need to review the context of what's going on
15 before we do that, and I think we have some time still
16 to submit that letter.

17 MR. O'HARA: Could we schedule that,
18 then, for next meeting?

19 FACILITATOR KERN: Yeah.

20 MR. O'HARA: Or at least a discussion.

21 FACILITATOR KERN: All right. Mountain
22 Lake, we'll schedule that under 5B, among other things.

23 Any other items under the committee
24 report?

25 Let's move on, then, to project status

1 update with Craig.

2 MR. COOPER: Um. Hello, everybody.
3 Thanks for showing up tonight.

4 I'm Craig Cooper from the trust, and I'm
5 going to give you a brief status update on what's going
6 on at the Presidio. I think that George Ford gave an
7 update on our sites at last month's RAB meeting when I
8 was not here. So feel free to stop me, ask questions.
9 If there's something not on the Power Point slide, you
10 can ask that about, too.

11 First up is our feasibility study for
12 Landfills 8 and 10 -- first we're talking about our
13 CERCLA projects and then we'll talk about our petroleum
14 projects and then a little bit on lead based paint and
15 soil.

16 So as you know, we're working on a
17 feasibility study to redo the remedies at both
18 Landfills 8 and 10. The trust and the park service,
19 we're looking at a draft feasibility study right now
20 and we're going through our comments on that, and so it
21 will -- it will be a little bit more time for us to
22 work through those comments before we get a draft
23 feasibility study out to the regulators, and I think
24 before we even -- before we send out a draft
25 feasibility study to the regulator, we'll check in with

1 the RAB and kind of talk about what, if any,
2 alternatives -- I think we did a kickoff meeting on the
3 feasibility study, talked about alternatives that the
4 feasibility study is going to look at and if there
5 was -- maybe a couple weeks before or as we send this
6 to the regulators, we can talk to the RAB again and
7 talk about any changes to those alternatives, and where
8 the feasibility study leads.

9 FACILITATOR KERN: Do you have any feel,
10 Craig, at this point? It seems like at a lot of sites
11 we have clear, you know, vision of where we're going.

12 On Landfill 8 and 10, I'm not sure that
13 that if we were to be asked, "what do you think the
14 preferred alternative is going to be for those sites?"
15 I'm not sure I can describe it, and I don't know that
16 we would be able to describe that.

17 So it would be -- that's something that's
18 been on my mind to get out there --

19 MR. COOPER: Mm-hmm.

20 FACILITATOR KERN: -- so we can have
21 some, you know, attempt to influence it if it's --

22 MR. COOPER: You feel like we're going
23 in the wrong direction? Yeah.

24 well, for 10, we're -- likely it's going
25 to be some type of cover remedy, and that's the general

1 direction of the feasibility study.

2 And for 8, we're still kicking it around,
3 and that's the purpose of the feasibility study
4 process, and that's to go through the balancing
5 criteria and figure out the best way to address the
6 hazardous substances that are presented there and, you
7 know, at the same time, you know, tie it in and make it
8 compatible with future land use. I'd rather not
9 predict on Landfill 8 at this point.

10 FACILITATOR KERN: I guess what I'd like
11 to do is either ask permission of the group for me to
12 engage you like this or hold my questions to the end,
13 because we could get kind of hung up on one particular
14 site --

15 MR. COOPER: Mm-hmm.

16 FACILITATOR KERN: -- but what I would
17 pursue is something like you might be doing at Landfill
18 10 would be at least getting back the slope somehow.
19 That was under consideration --

20 MR. COOPER: Mm-hmm.

21 FACILITATOR KERN: -- because
22 seismically it seemed like there could be localized
23 failures, things of that nature.

24 MR. COOPER: Right.

25 FACILITATOR KERN: That's my

1 understanding of where we're going on that site, and so
2 I would want to engage you.

3 Are we still going in that direction on
4 Landfill 8? It's such a big issue with the cemetery --

5 MR. COOPER: Right.

6 FACILITATOR KERN: -- and excavating
7 things.

8 I guess it will be if we wait until
9 there's like a document and things are permanently in
10 place on 8, it will be more difficult for us to --

11 MR. COOPER: Yeah.

12 FACILITATOR KERN: -- engage.

13 MR. COOPER: Maybe by -- I don't want to
14 put a date on it, but we can definitely check in with
15 you guys and kind of do the same type of thing.

16 Actually at the kickoff meeting, we
17 didn't show our preferred alternative at all at that
18 point. It would be inappropriate to do that, but
19 before we do release, I'd like to ask Jim and Bob about
20 that before we do release the feasibility study to the
21 regulators, we could at least show some kind of summary
22 table of Landfill 10 alternatives, what they are.

23 Basically most of them if not all of them
24 will be the same at the kickoff meeting and put an
25 asterisk that the draft feasibility study will likely

1 recommend from the trust perspective and do the same
2 thing as Landfill 8, asterisk and we could have a
3 discussion on that.

4 It's not a lot of content, but at least
5 it gives you an idea of the general direction.

6 FACILITATOR KERN: Yeah. I guess we're
7 going to have some questions. Sam and Jan.

8 MR. COOPER: And then we can continue
9 the conversation once the document is out.

10 MR. BERMAN: Would it be possible to get
11 a little kind of primer from the contractors involved
12 in there before the document is actually completed?

13 MR. COOPER: Before it's completed?

14 MR. BERMAN: You know, we got some very
15 good interaction on -- on E with -- with the CH2
16 people -- Hill, as you call them, and I thought that
17 was an outstanding meeting in terms of dialogue and --
18 and feedback.

19 That was by far the best that I can
20 remember with any interaction with a contractor, and I
21 was wondering whether that sort of thing might be a
22 precedent for us to understand some of the process, and
23 this way -- I mean, presumably if we -- this was done,
24 I think, at a meet committee meeting.

25 MR. COOPER: Right.

1 MR. BERMAN: It seemed like a logical
2 opportunity to do that here now with 8 and 10.

3 And so I was wondering whether this would
4 be possible, and if it is possible, whether you would
5 actually recommend it.

6 MR. COOPER: Well, we have one already
7 with EKI and, you know, we talked about a lot of the
8 issues associated with each -- with each landfill, but
9 it was more in the kickoff --

10 MR. BERMAN: Right.

11 MR. COOPER: -- mode, and so -- and I
12 guess the one with Hill was -- we've had a couple with
13 Hill now about, you know, how to devise, you know, and
14 describe the alternatives and come up with new
15 alternatives to study in the feasibility study.

16 So let me do some thinking about that,
17 about what, you know -- and talk to Brian and talk to
18 Jim and Bob about what level of detail, you know, do we
19 want to talk about this document before they get a
20 chance to review it.

21 MR. BERMAN: Well, in the spirit of what
22 Doug is saying is that the value, I think, that we got
23 with the interaction with Hill was a final -- it wasn't
24 finalized and we were able to have some questions and
25 dialogue and open some new avenues for Hill to think

1 about --

2 MR. COOPER: Right.

3 MR. BERMAN: -- which I think was --
4 meant that we were contributing in a positive way, and
5 just carrying on what Doug is saying is if we wait
6 until the document is sort of developed, then there's
7 less opportunity for our contributions to be
8 incorporated simply and discussed, I mean, and it's not
9 a matter of pride or anything. It's just a matter of
10 process more than anything else.

11 MR. COOPER: Mm-hmm. Okay. Let me --
12 so you would be thinking of more detail of the
13 alternatives, for example?

14 MR. BERMAN: Yeah.

15 MR. COOPER: And actually showing
16 pictures of them in advance and --

17 MR. BERMAN: I mean, the contractors
18 presumably got all this information and it's just a
19 question of whether it's in a form that you are willing
20 to divulge to us and take our feedback for whatever
21 it's worth.

22 MR. COOPER: Yeah, see. That level of
23 detail of doing schematics of these things during a
24 feasibility study is not formal. It's not typical, and
25 so the contractor typically would not draw out

1 schematics of alternatives, but, you know, we did so on
2 Landfill E to help facilitate, you know, discussions
3 just so people could really get an idea of the
4 direction what each alternative really was going to
5 mean on the ground.

6 MR. BERMAN: I think that was very
7 powerful because we're not professional geophysicists,
8 and the plans don't have to be, you know, perfectly to
9 scale in all the detail.

10 MR. COOPER: Yeah.

11 MR. BERMAN: But if they're conceptually
12 displayed in a pictorial fashion, that allows the more
13 lay audience to grasp.

14 MR. COOPER: Mm-hmm.

15 MR. BERMAN: -- what the concepts are.

16 MR. COOPER: It helps facilitate
17 discussion, and it makes you think of other things and
18 it kind of gets the conversation going.

19 Okay. Let me check in with folks, and it
20 sounds like something I think we could do, as long as
21 you don't have high expectations.

22 See, that's the thing. It takes a lot
23 more time and effort and money to draw these schematics
24 out and get them through the review process and
25 everyone feel comfortable about it, especially, you

1 know, for alternatives that -- you know, we're spending
2 money on alternatives that may not be selected, but if
3 we have kind of like medium, you know, expectations
4 about these drawings and -- that will be supplemented
5 with more, you know, oral explanation about how -- what
6 each one might mean, yeah, I think we could do
7 something like that.

8 FACILITATOR KERN: Jan and then you.

9 MS. MONAGHAN: My question had to do
10 with schedule. At some point there was discussion
11 about development that was going to happen with the
12 Public Health Hospital, and this project, it seemed
13 like there was a fire under there this and then it
14 seemed like it died down.

15 Is there still a fire under it?

16 MR. COOPER: Oh, yeah. My understanding
17 is that the Planning Department and the Real Estate
18 Department is full tilt -- full steam ahead with the
19 NEPA process that's going on with the development
20 aspect of it, and I know they've gotten a lot of public
21 comment that they need to work through, but I haven't
22 heard any word back with respect to project slippage on
23 their side.

24 MS. MONAGHAN: So we had to have our
25 project done before that started?

1 MR. COOPER: By the end -- well, that's
2 my goal.

3 MS. MONAGHAN: Okay.

4 MR. COOPER: You know, theoretically I
5 think they can happen concurrently, too, but just more
6 trucks and people bumping into each other.

7 So yeah, my goal is to be construction
8 complete by, you know, the end of 2005 on both these
9 sites, because I think the Planning Department said
10 they were going to start -- according to their
11 schedules, they were basically going to start at that
12 time and be doing the developer -- the redevelopment
13 work inside the building and so on in 2006.

14 So -- but if they have projects -- you
15 know, as you know, the remediation program is
16 definitely subject to project slippage in and of itself
17 due to the process that we're dealing with.

18 So I'm kind of hoping that the Planning
19 Department and Real Estate Department have a little bit
20 of project slippage themselves.

21 MS. MONAGHAN: Okay.

22 MR. COOPER: Yeah. But they haven't
23 told me anything yet. Maybe they're keeping the heat
24 on me, you know, without telling me, but I don't know.

25 FACILITATOR KERN: Pete.

1 MR. O'HARA: I simply wanted to comment
2 on what Sam had brought up and your response to that.

3 it would seem to me that -- that there
4 should be some level of -- of interaction which does
5 not unnecessarily burden you, but it gives the RAB an
6 opportunity to get an overview of what is planned and
7 an opportunity to discuss those issues that are
8 important to RAB members --

9 MR. COOPER: Mm-hmm.

10 MR. O'HARA: -- without a budget busting
11 session.

12 MR. COOPER: Mm-hmm.

13 MR. O'HARA: And somewhere in between --

14 MR. COOPER: Right.

15 MR. O'HARA: -- is a -- is a -- is a
16 reasonable compromise.

17 MR. COOPER: Right. And you would like
18 for us to, you know, bring these, you know, detailed,
19 you know, schematics or whatever, a discussion of the
20 alternatives with the trust recommending where we're
21 leaning at that point in time?

22 FACILITATOR KERN: Well, you know, I
23 guess to put it right out there in the middle of the
24 floor or the table, it seems like if by the end of 2005
25 you're going to be done, knowing how long all this

1 stuff takes --

2 MR. COOPER: Yeah.

3 FACILITATOR KERN: -- I mean, you would
4 almost have to know exactly what you were going to do,
5 and we ought to know exactly what you're going to do --

6 MR. COOPER: Yeah.

7 FACILITATOR KERN: -- so we could say
8 that is the greatest thing and we can go out there and
9 pound the table and say, "Yes. This is what we want."

10 MR. COOPER: That would be my
11 preference. That would be my preference to tell you
12 where the feasibility study is going.

13 Because if it's -- you know, kind of open
14 it up for general comment, then that -- it slows the
15 process down more.

16 But if we want to start early discussions
17 about the direction of the cleanups --

18 FACILITATOR KERN: That's what basically
19 I think we're asking for because Landfill 8 is
20 complex --

21 MR. COOPER: Yeah.

22 FACILITATOR KERN: -- and controversial.
23 You may as well put it out there so we
24 can start dealing with it as constructively as we can.

25 MR. COOPER: Right.

1 FACILITATOR KERN: I'm just inviting you
2 to do that. Otherwise we get to do the old way, which
3 is, you know, sort of more of announce and defend kind
4 of thing, but I don't -- I don't recommend it.

5 But that's -- I think that's what we're
6 trying to say for 8, anyway, and 10. It would be nice
7 to know more what the details -- what people were
8 thinking.

9 MR. COOPER: Okay.

10 FACILITATOR KERN: I mean, you know,
11 it's my experience that it's going to take -- I don't
12 know -- six months to get a RAP signed.

13 MR. COOPER: Exactly. So we have to
14 start working on -- as you know, we oftentimes start
15 working on the remedial design, you know, in advance of
16 signing the RAP, you know, with the prediction that
17 everything's going to go okay, and as you know, that's
18 a total roll of the dice that the trust has been doing,
19 because RAPs can change at the last minute and then we
20 spend money on a remedial design that we throw away and
21 start over again.

22 That's only -- only, I guess, that serves
23 the point of starting early discussions.

24 FACILITATOR KERN: And the whole
25 contracting issue, you know, putting it out there. It

1 just seems like this project is within the schedule of
2 what we've seen, imminent needs to start happening
3 immediately.

4 MR. COOPER: Yeah.

5 FACILITATOR KERN: And so --

6 MR. COOPER: Yeah.

7 FACILITATOR KERN: Maybe enough side on
8 Landfill 8 and 10.

9 Mary.

10 MS. TRIGIANI: Our presentation --
11 speaking for myself only -- and other people can chime
12 in, but speaking for Sam and myself, it does not have
13 to be glamorous. It can be hand drawn figures. It can
14 be stick figures, but just to kind of bring us up to
15 where you are, and I agree that I think that was a very
16 productive discussion.

17 MR. COOPER: Right.

18 MS. TRIGIANI: The other thing I have is
19 a question just on -- this is just a feasibility study
20 101 question.

21 Does this include some sort of an
22 environmental or neighborhood impact? Does the study
23 address that, or is it strictly the site itself?

24 MR. COOPER: The feasibility study
25 analysis, you mean does it impact as far as noise to

1 the neighbors?

2 MR. COOPER: Yes.

3 MS. TRIGIANI: -- or traffic in the
4 neighborhood or things like that?

5 The feasibility study as far as
6 environmental impacts up.

7 MR. ULLENSVANG: Community acceptance.

8 MR. COOPER: Yeah.

9 MS. TRIGIANI: So that is part of the
10 study?

11 MR. COOPER: Yes. It's our assessment
12 of community acceptance. You know, once we have a
13 recommended remedy and we start going into the RAP
14 process, we have to remember the CEQA analysis.

15 That's when we really start going into
16 detailed analysis of impacts to the neighborhoods,
17 adjoining neighborhoods and trucks and noise and things
18 like that.

19 The feasibility study level is more kind
20 of a bird's eye view of these alternatives and not
21 getting into the nitty gritty, you know, impacts yet.

22 But it's also our general -- you know,
23 like Brian said -- community acceptance is one of the
24 nine criteria.

25 So it's kind of our assessment, you know,

1 as kind of subjective as it is of which alternatives
2 would be looked -- you know, the community would look
3 favorably on and which ones they wouldn't.

4 MS. TRIGIANI: And do you do that
5 independent of the planning team here at the trust or
6 is that strictly within your department where those
7 nine areas are addressed?

8 MR. COOPER: Pretty much just in the
9 remediation department.

10 MS. TRIGIANI: Okay.

11 MR. COOPER: And with Brian and then
12 with the regulators, you know, we send it to them.

13 MS. TRIGIANI: But the Planning
14 Department at the trust really does not have input to
15 that?

16 MR. COOPER: No, not at this point.

17 MS. TRIGIANI: Okay.

18 MR. COOPER: I haven't really thought
19 about involving them. Other than, you know --

20 MS. TRIGIANI: I'm not suggesting it.
21 I'm just asking.

22 MR. COOPER: I was wondering if you're
23 going -- where I get involved with the Planning
24 Department is the transition between how remediation is
25 going to leave sites, you know, understanding the land

1 use plans under PTIP and the GMPA and we've had several
2 kind of coordination,

3 So when PTIP does this, and GMPA, to
4 really understand it, because one of our objectives is
5 to transition these use to the future anticipated land
6 use.

7 MS. TRIGIANI: Okay.

8 MR. COOPER: So I meet with them about
9 issues like that, but I don't meet with them about what
10 do you think the right remedy is? That's not their
11 prerogative.

12 MS. TRIGIANI: Got it. Thank you.

13 MS. CLEEK: I have kind of an off the
14 topic question. There's so much controversy going on
15 about the development of the old Public Health
16 Hospital, and if something were to come up that, you
17 know, someone filed lawsuits to try and stop that
18 development or the process gets delayed even further,
19 that shouldn't have any impact on the remediation work;
20 right?

21 MR. COOPER: Correct.

22 MS. CLEEK: They should be able to just
23 go, so that any kind of neighborhood disturbance that
24 the remediation would cause couldn't -- would not be
25 stopped by --

1 MR. COOPER: Oh, no -- well --

2 MS. CLEEK: You know what I'm trying to
3 say.

4 MR. COOPER: I understand completely.
5 Let's say the NEPA development, the project of the
6 apartments, there was some lawsuit or something that
7 stopped the trust on that.

8 The remediation program would still
9 continue full steam ahead, but we have a public, you
10 know, comment process also on our Draft RAP and the
11 Draft CEQA documents and the public has rights, you
12 know, under that public comment, just as they have
13 rights under a NEPA public comment period, under the
14 development project.

15 MR. BERMAN: In principle, you know, in
16 the CEQA process, a lawsuit could be brought to fore-
17 stall the remediation?

18 MR. COOPER: Yes.

19 MR. BERMAN: It would be a different
20 type of lawsuit.

21 MS. CLEEK: But it would be separate
22 from any of the controversy around the redevelopment?

23 MR. COOPER: Correct. It's different
24 issues. I know that the neighbors are concerned about
25 more like the traffic brought in by the people living

1 in the buildings and -- which is we're not building
2 apartments or anything in our remediation project, but
3 if we haul our trucks and things like that, there will
4 be a traffic impact that the neighbors, you know,
5 would -- could comment on.

6 MS. CLEEK: And will, I'm sure.

7 MR. COOPER: But our comeback, as you
8 know -- in mediation, our impacts are short-term,
9 whereas -- not that I'm fooling anyone.

10 The impacts for people living in those
11 apartments for a long time are long-term impacts.
12 We're basically asking the neighborhood's indulgence
13 for three to four months versus in perpetuity.

14 FACILITATOR KERN: So I thought we'd
15 check in. That little Landfill 8 and 10 part of
16 Craig's thing took some time because I was interjecting
17 and we all asked some questions.

18 Would it be best to kind of handle it
19 that way as we go through the whole thing or let
20 Craig --

21 MR. COOPER: No. I like it. I
22 personally like it that way that we -- that you ask
23 questions in the middle of the presentation.

24 FACILITATOR KERN: If that's all right
25 with everybody. We'll continue that way.

1 MR. COOPER: So my action item is A. I
2 have to check in with Bob and Brian on this about how
3 to present information in the feasibility study in
4 advance of releasing it, and I think Bob will probably
5 be okay as long as I make it clear to everyone that
6 DTSC has not seen this yet and this is only the
7 trust's, you know, presentation.

8 FACILITATOR KERN: Yes.

9 MR. COOPER: Especially if I come out
10 with my recommendation.

11 FACILITATOR KERN: If you know what you
12 want to do, let's just start talking about it,
13 basically.

14 MR. COOPER: Yeah. I agree. I just
15 need to check in with Bob on that, and Jim.

16 Okay. Mountain Lake. Speaking of our
17 next probably segue topic, we can -- how about if I
18 just go over these? This could be just a long segue.
19 It sounds like it's a separate agenda item and we can
20 handle in the presentation.

21 MR. O'HARA: Maybe you can skip it now
22 and bring that back to 5A and get the whole thing taken
23 care of at one time. It's your presentation.

24 MR. COOPER: Just real briefly here.
25 The last bullet is the one that I think we're going to

1 be talking about. The trust is still doing some work
2 on the Mountain Lake project, and we have now a sample
3 plan to help us -- we all kind of know where the
4 remedies heading on this one. It's bringing up the
5 contaminated settlements.

6 Even though -- because that's what the
7 feasibility study says for this project, but we haven't
8 written the RAP yet for Mountain Lake.

9 So thinking that this is the way the
10 remedy's going to go, we're already working on the
11 remedial design and certain data gaps in that remedial
12 design that have to get put together.

13 So it looks like we have to go out and
14 test lake sediments one more time. I think I talked
15 about this before. We put together a sample plan that
16 Brian and the trust is looking at right now, and that
17 goes out and collects lake sediments for certain
18 contaminant characteristics and waste characteristics,
19 and we hope to get that sample plan out to the
20 regulators real soon so we can conduct the work this
21 summer.

22 And we brought the -- I guess the RAB
23 went on a tour on April 19th that -- that was pretty
24 good attendance and there was lots of agency folks
25 there and I'm assuming that all went well, and the last

1 bullet is kind of the Caltrans interaction piece and
2 that we'll talk about under the next agenda item.

3 So regarding Landfill E, our consultant
4 from CH2M Hill is digesting all the input that we got
5 from the March committee, RAB committee meeting and
6 he'll be putting together a revised set of
7 alternatives.

8 What we're shooting for is the May
9 committee meeting and it I'll let Mark know if we can
10 make that date or not.

11 If not, it will have to get pushed to the
12 June committee meeting, but if we can, that will be
13 great, if we can talk about the Landfill E alternatives
14 at the May committee meeting.

15 Small arms firing range. Our
16 investigations are now finished, except for the new
17 site that we just discovered at building 649.

18 We -- we already -- because we just
19 discovered the firing range at building 649 recently,
20 we've already gone a long ways on doing a feasibility
21 study for the remedies for all the other firing ranges,
22 and so that feasibility study is done.

23 At least we're reviewing it internally
24 right now, and so that feasibility study will
25 ultimately have to be amended when we get 649 plugged

1 into the process.

2 So we have to go out and sample 649.
3 There is a little bit of bare soil in the basement. I
4 think some RAB members were asking about whether the
5 whole area was paved, but there is some bare soil in
6 the basement where contaminants might be sitting.

7 So we're going to sample that and get
8 that site into the process.

9 MR. SEGAL: Craig, can I ask a question?

10 MR. COOPER: Yeah.

11 MR. SEGAL: Maybe you covered this, but
12 when -- how is it discovered, 649?

13 MR. COOPER: How was it discovered?

14 MR. SEGAL: New information, someone was
15 just walking through? How does something like that
16 happen?

17 MR. COOPER: Well --

18 MR. SEGAL: It's not surprising.

19 MR. COOPER: -- the Trust Real Estate
20 Department was considering doing some -- some -- some
21 upgrades, basically. The basement actually also will
22 sometimes flood, and they were just -- the real estate
23 department had some general upgrades to that building
24 that they wanted to do.

25 So they had a consultant there kind of

1 doing a walk-through.

2 MR. SEGAL: Right.

3 MR. COOPER: And the consultant went
4 down into the basement, which, by the way, had been
5 secured. There was no public access to the basement,
6 and they -- you know, they unlocked the door, went in
7 the basement and someone said, "wow!"

8 MR. SEGAL: It looked like a firing
9 range.

10 MR. COOPER: "This looks like some
11 things that are associated with an old firing range.
12 we should call the remediation and have them check it
13 out."

14 MR. SEGAL: I know there's lots of
15 buildings in the Presidio, but there's never been like
16 a complete building survey?

17 MR. COOPER: My understanding there was,
18 you know, but mistakes happen.

19 MR. SEGAL: Okay.

20 MR. COOPER: Yeah.

21 MR. O'HARA: Craig, maybe you said it
22 when I was talking, but where is 649?

23 MR. COOPER: It's down --

24 MS. CHEEVER: And what is it?

25 MR. COOPER: I brought a site map. So

1 649, Brian, help me out here.

2 MR. ULLENSVANG: It's to your right.

3 MR. SEGAL: It's been an empty building
4 since '94?

5 MR. COOPER: There it is. 649. No.
6 It's got tenants in it.

7 MR. SEGAL: It's just the basement?

8 MR. COOPER: The firing range was just
9 in the basement, and again, it was not available to the
10 public. No one from the public could get down there.
11 That would have been my number one concern like oh, my
12 God, you know. were people there, and there's been
13 various tenants there. I guess it's a popular place.

14 MR. SEGAL: The big concern would be
15 lead contamination.

16 MR. COOPER: Yeah. There's no
17 unexploded bullets or things like that.

18 MS. CHEEVER: Indoor firing range?

19 MR. COOPER: Indoor. I guess there were
20 several indoor firing ranges. Maybe like a pistol
21 range or something like that. I guess that's just off
22 Mason Street, on the area A/B boundary.

23 Okay. So your Landfill 4 and Fill Site
24 5, I think we talked about a little bit of follow-up
25 that the trust needs to do that and we're going to be

1 sending out that letter to DTSC very soon, and at Fill
2 Site 6A, things are really starting to warm up there,
3 because -- I don't even know if we have a bullet on
4 Baker Beach 3. There it is.

5 Baker Beach 3 is really getting --
6 creeping near construction start, and it's time to
7 really make sure that Fill Site 6A also happens this
8 summer. That's our two big projects this summer, Baker
9 Beach 3 and Fill Site 6A.

10 So we've been tying up some loose ends
11 tying up the design package for Fill Site 6A and our
12 goal is to get it to regulators by the end of May, and
13 so that's very exciting for us, and because right now
14 our planning schedule, which I can pass this around.

15 The trust updates are -- our whole master
16 remediation schedule when we print out our planning
17 schedule which shows the plan's construction start
18 dates for each of our project.

19 Our planning schedule has an August start
20 date for that. We really can't let it slip any further
21 than that. That's August 2004.

22 FACILITATOR KERN: Good.

23 MR. COOPER: So Baker Beach 3. We met
24 with DTSC back at -- in April and that was a very good
25 meeting, and we have sent them a revised design package

1 and we're basically waiting for DTSC's final okay on
2 our design package and whether they have any -- any
3 remaining -- any remaining comments that would -- that
4 we need to fix.

5 So our contractor is ready to roll and
6 we've been having pre, you know, deliverables. They've
7 been -- they have to send us stuff that show that
8 they're ready to get ready and they understand the
9 project and they're read ready to roll.

10 So we're hoping for a June 1st, you know,
11 plus or minus start date, right after Memorial Day
12 weekend, it that's basically, you know, okay with DTSC.

13 Okay. RAP 3, which is a very big RAP.
14 It has 29 main installation sites in it from the main
15 installation feasibility study. Some of the most
16 important sites in this RAP are Baker Beach Disturbed
17 Areas 1 and 2 and Area A and then a whole variety of
18 little -- little clean closure remedies in Area B.

19 So Brian and I have both reviewed the
20 Draft RAP and the CEQA documents and they are --
21 it's -- MacTech is our consultant on this, and I feel
22 really good about the direction the RAP is going.

23 We hope to go out on public comment for
24 this RAP this summer when we're doing construction at
25 Baker Beach 3 and Fill Site 6A. My goal is to come out

1 with public comment on this RAP by late -- late summer
2 of this year.

3 In advance -- trying to predict, you
4 know, we're doing a cultural -- a second bullet about a
5 cultural landscape assessment or at Baker Beach
6 Disturbed 1/2 Area, we decided based on our experience,
7 remember the Fill Site 6A project where the cultural
8 landscape people were concerned about impacts to the
9 cultural landscape both during construction and post
10 construction.

11 We decided that Baker Beach 1/2 Area
12 could be vulnerable to a similar comment, so we're
13 trying to get ahead of the game on this one.

14 So we decided to invest -- in addition to
15 doing all the NEPA/CEQA work, we're doing a cultural
16 landscape assessment to make sure that our work there
17 in and around those batteries is protective of the
18 historic fabric there.

19 So all the archeologists and the cultural
20 landscape people are comfortable with our work during
21 the construction and how we leave the site when we're
22 done.

23 Yes.

24 FACILITATOR KERN: Probably reasonable
25 moment to let people know some of the other sites. I

1 happen to have --

2 MR. COOPER: Yeah.

3 FACILITATOR KERN: -- the thing here
4 from -- this is in Craig's response to our feasibility
5 study comments, and I don't necessarily want to stop
6 the whole presentation here, but there are a few sites
7 that we should at least remark on.

8 We've been in agreement with the Baker
9 Beach 1, 1A and 2. Then there's the mysterious 2A
10 site, which we don't know too much about, but
11 presumably that will be along the same lines as 1 and
12 2.

13 MR. COOPER: Correct. We know a little
14 bit more now. We did do a characterization study
15 that's gone public now.

16 FACILITATOR KERN: All right. Also
17 included in this -- as Craig mentioned, there are a lot
18 of sites, the transfer station, the Nike facility, Nike
19 swale, graded area 9, Lobos Creek, building 215, and
20 then there are a lot of other building sites, which are
21 probably along the lines of no further action.

22 So in kind of reviewing this, knowing
23 that you're moving ahead on this and looking at our
24 comments in the -- for the feasibility study and your
25 response, there are probably some areas of disagreement

1 that eventually we need to resolve somehow.

2 So I could put a place marker on that to
3 get back to or we could start in on that.

4 Any feel for that at this point? Maybe
5 just a brief overview.

6 Graded area 9, I think we had some
7 general agreement if there was a soil cover, probably
8 the characterization that had gone on was adequate, but
9 if there was going to be some removal, we thought there
10 might be more investigation.

11 I think in or comments, you felt that the
12 site as it stood required no further investigation and
13 that if there was anything found there, depending on
14 what was done, it would be handled as a contingency
15 site, something of that --

16 MR. COOPER: I understood your letter to
17 basically say the same thing. I didn't understand your
18 letter to say, "Please go out and take more samples
19 now."

20 I understood the letter say, "Should you
21 dig up that site, make sure you take samples and
22 dispose -- you know, test -- double-check to see if
23 it's contaminated or not."

24 FACILITATOR KERN: I think that's right.

25 MR. COOPER: Okay.

1 FACILITATOR KERN: I think that's right.
2 Lobos Creek, we had questions on the
3 arsenic and lead and there was a very long discussion
4 in Craig's response about some of those materials did
5 slightly exceed cleanup levels, but in general felt
6 that it was safe with respect to -- because as a water
7 supply, all those things were being tested at the water
8 intake point.

9 So there are some details here that I
10 think in our letter we characterized as there are a
11 variety of issues that still might contribute to that
12 lead and other arsenic contamination, we weren't sure
13 where that was coming from, and again Craig's
14 response -- and again, I don't want to speak for him on
15 this, but I'm generally paraphrasing. He felt that it
16 had been adequately pursued.

17 So that's -- that kind of remains an open
18 question for me.

19 The Nike swale --

20 MR. BERMAN: Just a clarification.

21 FACILITATOR KERN: Yes.

22 MR. BERMAN: Was the arsenic level, the
23 cleanup level based on human health or ecological?

24 FACILITATOR KERN: I think one of them
25 was sediments, which will probably be an ecological,

1 and there are also water, surface water.

2 MR. ULLENSVANG: I imagine that it was
3 background for soils, both the ecological and the human
4 would be lower.

5 MR. BERMAN: Yeah.

6 MR. ULLENSVANG: I believe arsenic's
7 more of a human threat than an ecological threat.

8 FACILITATOR KERN: I think that's right,
9 so --

10 MR. COOPER: Can I --

11 FACILITATOR KERN: Sure.

12 MR. COOPER: Is this the time that we're
13 going to have a little bit of discussion?

14 FACILITATOR KERN: This is a start.

15 MR. COOPER: Since writing this letter,
16 I still feel, as far as the CERCLA, State Health and
17 Safety Code analysis of Lobos Creek, I think it's
18 appropriate.

19 Since then, you know, though, I think my
20 personal opinion on the best way is more of kind of a
21 watershed protection, holistic approach to kind of
22 figure out, and I've heard preliminary rumblings within
23 the trust, and maybe Brian, you can -- that we are, you
24 know -- Terry Thomas might be taking a look at more --
25 maybe you've heard of this, or something -- setting up

1 some kind of task force to, you know, look at Lobos
2 Creek from a more holistic, you know, fashion.

3 So let me -- I'll put that down there as
4 an action item. If indeed, the Trust and Park Service
5 are teaming on this, because I think personal --
6 personally I think that is a much more appropriate way
7 to go than, you know -- I didn't see anything in the
8 data that screamed out for a -- you know, a hot spot
9 removal in Lobos Creek, which would, you know, have a
10 lot of impact, also. Just looking in there and
11 monkeying around.

12 So that's why we have that way about the
13 investigation part of it, but I think you made a good
14 point about if there's some stuff there that we need to
15 keep our eye on and just, you know, walk away from it.
16 That's the drift I kind of got from your letter.

17 FACILITATOR KERN: I think that's right,
18 and the -- our experience is also beyond your data
19 collection, too. I've had the opportunity to be in the
20 creek and do sampling for other purposes and there's
21 considerable debris in the creek.

22 MR. COOPER: Mm-hmm.

23 FACILITATOR KERN: Whether it's been
24 pushed in from neighborhood development or pushed in
25 from Landfill 10 or other Army operations. There's all

1 kinds of debris in the bottom of that creek, and, you
2 know, it's a water supply for the Presidio and just
3 deserves --

4 MR. COOPER: Right.

5 FACILITATOR KERN: -- you know,
6 attention, and I'll tell you from my own -- again, my
7 own experience having worked on this project for a
8 number of years that we found very high chloroform
9 bacteria at several locations, particularly
10 concentrated around two sewer crossings, and I kind of
11 held on to that and said well, and maybe there's a
12 linkage between the sewer crossings and the chloroform
13 bacteria and maybe we're saying no, it's probably from
14 birds and raccoons and everything else.

15 And we -- we were persistent as we have
16 been and, you know, it took three or four years, but
17 eventually the City came to the table because we
18 presented six months of weekly data that showed
19 recurring high levels of contamination of chloroform,
20 and sure enough, there were sewers that were separated
21 and leaking into the -- into the creek.

22 So some of that experience is translating
23 and hey, we've got debris in the bottom of the creek,
24 there are fences. The thing is way overgrown, and just
25 has that sense of maybe if there's high levels of

1 things in there, maybe there's some other reason.

2 I'm not suggesting we go out and excavate
3 the creek.

4 MR. COOPER: Right.

5 FACILITATOR KERN: And I'm sure that's
6 not what you want to hear from us, either, but it
7 warrants, you know, continued vigilance of some kind.

8 MR. COOPER: Well, I can -- I will
9 commit to at least raising this issue at a, you know,
10 senior staff level at the trust to see where we are on
11 this issue and if it's something that we're going to
12 continue to, you know -- to look at, considering it's
13 not only, you know, sensitive ecological nature, but
14 it's, you know, protection of the public health, too,
15 because it's the drinking water supply. And I'll get
16 back to you on it.

17 FACILITATOR KERN: With respect to the
18 Nike facility, I know that several attendees of RAB
19 members are going up over this because we talked about
20 it so much over the years.

21 In our comments we recommended, you know,
22 that something be done with the magazines and we
23 commented, as we have in the past, that we think these
24 magazines may be sinks or receptacles for waste to re-
25 accumulate.

1 And again, this is my -- my comments are
2 made with all due respect to your response.

3 I think without, you know, stating your
4 position, it seemed that in our response, you recounted
5 the things we have done. We were aware of that. They
6 had cleaned out the facility. They've left some small
7 amounts of material behind.

8 MR. COOPER: Mm-hmm.

9 FACILITATOR KERN: And it seems like the
10 groundwater is connected to the level of the water in
11 the magazine.

12 MR. COOPER: Right.

13 FACILITATOR KERN: We understand that,
14 and what we were asking for was continuing sampling of
15 that groundwater to make sure that it wasn't receiving
16 contamination. Your comments really didn't address
17 that.

18 It really was suggesting --

19 MR. COOPER: Okay.

20 FACILITATOR KERN: -- that there was --
21 we were -- you were testing like the groundwater
22 through the wells and you hadn't noticed any major
23 contamination.

24 we're suggesting, you know, testing the
25 groundwater within the magazines.

1 MR. COOPER: Okay.

2 FACILITATOR KERN: The reason --

3 MR. COOPER: Keep going.

4 FACILITATOR KERN: I guess the reason
5 for that is it just seems like it's like an open tank.
6 It's basically -- even though the roofs have been
7 sealed, they're rusting. You can actually kind of see
8 down. You can see the water in there. There would be
9 ways for contamination to get in there.

10 Since there's all that construction, it's
11 really a construction laydown yard and heavy equipment
12 and things.

13 Our overriding concern is that these
14 areas will be a place for where waste can accumulate,
15 and that's what we've been trying to say over the
16 years, but I didn't feel like the response really
17 addressed that.

18 It seemed like you were also saying that
19 well, the trust is looking at their -- their
20 development plans, and if something comes up, maybe
21 there will be a residential development there.

22 MR. COOPER: Mm-hmm.

23 FACILITATOR KERN: Maybe not. If
24 there's not a residential development there and they're
25 not going to use the magazines, we can entertain the

1 discussion down the road about what to do with the
2 magazines.

3 So I think our issues had to do with
4 safety, contamination, and I'm still left wondering,
5 particularly since this RAP is coming up at the Nike
6 facility that we're coming to a little bit of a head
7 here. You know, what -- what's going to happen with
8 these sites.

9 MR. COOPER: Right. Um. Well, on the
10 groundwater one, I can tell you that, you know,
11 groundwater monitoring is going to continue to be an
12 aspect of the long-term -- well, remedy of the site.

13 We're going to do a clean closure and
14 monitor groundwater, and so in the RAP remedial design
15 process -- in the remedial design process for the Nike
16 facility, we can set up a groundwater monitoring
17 program.

18 We can decide are the current existing
19 well network appropriate? Do we need new wells?
20 Should we sample in different places?

21 You know, that -- that option is
22 available to us to do that type of creative, you know,
23 monitoring program post clean closure.

24 So let me -- we haven't really thought
25 about what to sample --

1 FACILITATOR KERN: And the water inside
2 the magazine?

3 MR. COOPER: The only problem I have
4 with that is I'd have to talk to people about how we
5 would collect a sample and make sure that it's
6 representative, and it would be obviously not a well
7 sample, so it's hard to compare with well data and
8 those issues.

9 Let me do some thinking about that and --

10 FACILITATOR KERN: Well --

11 MR. COOPER: I don't know if that makes
12 sense or not. Once we clean close, if we could locate
13 a well immediately, you know, downgradient, if we can
14 come together and get around a map and see if we can
15 locate wells immediately downgradient of the area.

16 FACILITATOR KERN: Maybe I can just
17 check in with people again whether those of us that
18 have made that comment, is it still reasonable? Does
19 it seem like we're way off base in making this comment
20 that it could be a sink or a reservoir to receive
21 contamination?

22 We've got Peter and then Sam.

23 MR. O'HARA: I'm just wondering, Brian,
24 with the -- the lengths that the trust goes to, you've
25 got a liability up there from a safety standpoint and

1 it's welded shut, this, that and the other thing, but
2 it's still a great big hole in the ground and why not
3 fill it.

4 MR. COOPER: Right. Okay. That's the
5 other issue is there's two parts to Doug's point is
6 that the water impacts and then public safety.

7 The public safety impact, I mean, of
8 course, you know, I tried to express concern with that.
9 I'm raising it, but personally I think, you know, as
10 the guardian of the trust remediation fund, it could be
11 expensive to properly abandon.

12 You know, we've done a little bit of
13 research about how other federal facilities have
14 abandoned other missile magazines and it ain't cheap,
15 and I didn't want trust money to go -- I'm supposed to
16 be spending money responding to releases of hazardous
17 substances of petroleum and lead based paint, and I
18 have raised this, you know, within the trust saying
19 that once we kind of get through our public health
20 development alternatives and we pick -- the trust,
21 actually we've already come out publicly that the ones,
22 the Nike facility is not the trust recommendation,
23 anyway. We're recommending leaving that as a
24 maintenance yard.

25 So if indeed that's what's ultimately

1 selected in the NEPA process for that development, then
2 we'll get refocused on how do we make Nike facility a
3 better maintenance yard, and that I can tell you, you
4 know, we're already doing some preliminary thinking on
5 that, and it's still preliminary at this point, but no
6 one's -- no department has stepped forward and said,
7 "Don't worry, Craig. I'll figure out a way to fund
8 the, you know, filling."

9 I think my understanding is one way to
10 decommission those magazines, is partially fill them
11 with some type of soil or sand and then you put in a
12 concrete cap over the top part of it, but Brian, I
13 don't know if you know any more about that.

14 Maybe we just find a better way -- and I
15 did commit in the letter that to make sure that after
16 we do a clean close, then we think through not only
17 best management practices, storm water management is
18 really what Doug is talking about is he's concerned the
19 contaminants that could be brought in by these trucks
20 and the maintenance people, are when it rains, it's
21 getting washed and it can go down the magazine itself,
22 that we already know is in communication with
23 groundwater.

24 So I think that is a good comment that
25 we -- if we are going to commit to making this a

1 maintenance yard, that let's make it a really good
2 maintenance yard with proper BMPs that they're called,
3 best management practices with storm water management.

4 So I committed the remediation program to
5 that where we figure out the contaminated areas and re
6 trench and we do BMPs there and hopefully it will be a
7 starting point for the department that's in charge of
8 the maintenance yard to continue that and do BMPs for
9 the rest of the maintenance yard.

10 MR. O'HARA: And it won't be on your
11 budget.

12 MR. COOPER: It won't be on my budget.
13 That's right.

14 MR. O'HARA: That makes sense. It's a
15 practical approach to a two prong project.

16 FACILITATOR KERN: Sam.

17 MR. BERMAN: I think part of the
18 comments in the letter, and Doug has emphasized it
19 again. I don't think there was really a thorough
20 discussion of the continuous interaction between
21 groundwater and the inside of the -- of the -- of the
22 missiles -- the --

23 MR. COOPER: Magazine.

24 MR. BERMAN: Magazine, and I think
25 that's the issue.

1 It's a technical issue, and I think it
2 hasn't been really fully explained to us and how you're
3 going to treat that constant interaction.

4 The groundwater's going to go in and out,
5 and so it's going to be a continuous process of -- it
6 could be silting. It could be capturing, various
7 actions could go out because it's -- there's a peculiar
8 geometry there associated with the magazine, which the
9 question is over a long period of time, how will that
10 interact with the groundwater?

11 And I don't think that that was explained
12 in the F/S at all, and the question I think that Doug
13 is getting at is -- is: Could you give us a little
14 more information on that and is that -- is that not a
15 problem and are we worried about something that is
16 really a non-issue?

17 MR. COOPER: I think my letter said we
18 believe groundwater is in communication, is coming up
19 and down inside the magazine.

20 So-- and I think we talked about that,
21 you know, this whole migration pathway of storm water
22 then, you know, going into the magazine is of concern
23 to us.

24 So, you know.

25 MR. BERMAN: Yes.

1 MR. COOPER: Like what I said, we need
2 better BMPs, storm water management practices at this
3 facility down the road to make sure.

4 MR. BERMAN: Right.

5 MR. COOPER: Yeah I.

6 MR. BERMAN: That's a separate issue
7 from the groundwater interaction. Even if you didn't
8 make it a maintenance yard, the groundwater interacting
9 with the magazine itself, is it -- does it cause
10 collection of material or is there something in the --
11 in the -- in the magazine itself that would alter the
12 groundwater chemistry?

13 MR. COOPER: Oh. Already down there,
14 you're saying?

15 MR. BERMAN: Yes. And there's no
16 information -- at least I don't remember any
17 information on this issue.

18 MR. COOPER: Mm-hmm.

19 MR. BERMAN: And since you've got --
20 this will be in perpetuity interaction there, the
21 question is whether it's -- whether it's understood
22 enough to say that you've got the correct RAP.

23 FACILITATOR KERN: I think maybe to
24 build on that so other people can understand, within
25 your -- I think within your response, you recounted

1 some of the data collection that's been done.

2 MR. COOPER: Mm-hmm.

3 FACILITATOR KERN: And the way I saw it
4 was there was the lead up to what the Army did and they
5 pressure washed it. They tested the rinse water. They
6 tested what was still in the facility and some things
7 were found in various places, It was a little
8 confusing, and everything was sealed, but nothing's
9 really been tested after that inside the magazine, as
10 far as I can tell.

11 MR. COOPER: All right. So Sam --

12 FACILITATOR KERN: The water's going up
13 and down our site.

14 MR. COOPER: That little bit that the
15 Army left behind, how many of a threat to water quality
16 is that posing?

17 FACILITATOR KERN: And basically were
18 the things that were cleaned up all the things that
19 could have contributed to the contamination? There
20 could be other things. I mean, it was a missile
21 facility.

22 MR. COOPER: Mm-hmm.

23 FACILITATOR KERN: And that was one of
24 our concerns from the beginning was there could be
25 residual contaminants coming in.

1 Certainly the Army did a job of kind of
2 pressure washing and cleaning it up, but there wasn't
3 any follow-through on the interior of the magazines
4 to --

5 MR. COOPER: Post cleanup.

6 FACILITATOR KERN: Yeah. Monitoring.

7 MR. COOPER: The Army could have come
8 back a couple months later.

9 MR. BERMAN: Right. And since it's
10 interacting with the groundwater, we don't know whether
11 that is there's a silting or pumping action and what's
12 going on inside there.

13 MR. COOPER: Mm-hmm. Okay.

14 FACILITATOR KERN: We can's owe.

15 MR. COOPER: Let me think about these
16 things come some more and I'll come back to you by the
17 next RAB meeting.

18 And also, as you know, as far as maybe
19 things that are Army didn't check for, I think we
20 talked about the DTSC and the Regional Water Quality
21 Control Board are requiring an emergent chemical
22 testing program, which we did, which we real fully
23 incorporated Nike into that program, at least the
24 groundwater wells at Nike, and the results of that will
25 be coming out in the next couple months.

1 So that will be a good test of maybe that
2 is what's being missed based on -- because we are
3 continuing to monitor water quality, at least at the
4 wells and Nike.

5 What I'm hearing from you guys, that's
6 nice you're monitoring wells, but let's test the
7 magazine water itself.

8 FACILITATOR KERN: If it's clean, then
9 there's not a big issue there, but there were a lot of
10 things found there prior to the cleanup. It might --
11 it might be good to verify that it's good inside given
12 all this communication back and forth.

13 Julie had a --

14 MS. CHEEVER: I wanted to add maybe
15 another comment more for the record. You mentioned
16 about if it's not going to be used for development,
17 it's not safe for that, then it would be returned to
18 being the best possible maintenance yard.

19 MR. COOPER: Mm-hmm.

20 MS. CHEEVER: But just for the record, a
21 lot of the comments by both neighborhood groups and
22 environmental groups on the environmental assessment
23 for the Public Health Hospital which includes this area
24 urged returning it take a natural area, which was
25 originally called for in the GMPA.

1 we don't know what, if any, effects those
2 comments have. The trust hasn't yet released its
3 response to the comments on that environmental
4 assessment.

5 And when we on the RAB are first doing
6 research on the Nike facility in 1996, it was very much
7 against the backdrop of the project of returning it to
8 a natural area. I just wanted to say that for the
9 maintenance yard.

10 MR. COOPER: With the magazines there?

11 MR. FREY: Recently, the BMP lines for
12 that area shifted. There's some sort of slope that
13 happened.

14 FACILITATOR KERN: Well, my
15 understanding was there were little boxes drawn around
16 the magazines of some kind to indicate --

17 MR. COOPER: Difficult to restore.

18 FACILITATOR KERN: -- something going
19 on.

20 It didn't seem like those considered
21 issues of groundwater moved -- I mean, it seems to me
22 that there's a lot of issues were the area to be
23 restored to natural area with filling of the sand and
24 putting a concrete cap.

25 I mean, part of the desire would be to

1 have natural groundwater flow to the area.

2 MR. COOPER: Right.

3 MS. CHEEVER: Just a thought.

4 MR. COOPER: Okay.

5 FACILITATOR KERN: Something to review,
6 anyway.

7 So there are a few issues with the Nike
8 facility, as all of them.

9 The transfer station, there's so many
10 sites. You know, there's some 36 to 40 sites in this.
11 I'm not sure I even know what the remedy currently is
12 at the transfer station or proposed for -- I know what
13 we've commented on.

14 MR. COOPER: Clean closure. So, yeah.
15 There's -- at the transfer station. Everyone know
16 where the transfer station is? Can I show it up on the
17 map real fast?

18 So the transfer station --

19 FACILITATOR KERN: Transfer station was
20 actually a place where all of the garbage from the
21 Presidio was collected and then moved off the base, and
22 they had a hazardous waste dumpster there, as well.

23 MR. COOPER: This is Presidio Boulevard
24 and there's a little -- a little dirt road that goes in
25 to a forested -- I think eucalyptus forest. It's part

1 of the historic forest in this area here. Yeah.
2 There's like a little elevated area where they had dump
3 their waste into another part.

4 So you can see kind of two zones there.
5 One is where the waste transfer was actually occurring,
6 and then this other zone is where you kind of look out
7 in a forested area and you see a bunch of garbage and
8 debris and things sticking up, you know, at this site,
9 and we're basically committing to haul it all away.

10 FACILITATOR KERN: All right. So I
11 don't know if you can really see this way back there,
12 but this list is all of -- you know, there's a lot of
13 sites in this particular RAP that Craig was talking
14 about, and we've just in the last half hour or so
15 talked about six, and it might be good for us at some
16 point to go down this list in advance of receiving
17 the -- the document and understand where -- where you
18 are on these sites.

19 MR. COOPER: Right. Also, I think I
20 realized I missed one site on that list, and I've -- I
21 need to reissue it to everybody.

22 Is building 609 on that table? If not,
23 I'll --

24 FACILITATOR KERN: No.

25 MR. COOPER: Okay. It was in the main

1 installation, and for some reason, it got deleted from
2 that particular table. So I'll -- it's in RAP 3, also.

3 MR. BERMAN: Doug, could I just ask --

4 FACILITATOR KERN: Yeah --

5 MR. BERMAN: -- a procedural question
6 here?

7 Of the thirty or so sites in this -- in
8 this RAP 3, there's only -- there's some twenty or so
9 that I think we -- in the quick scan, that we
10 completely agreed with or maybe twenty, 23 or something
11 like that.

12 wouldn't it be possible to just, you
13 know, separate it out into RAP 3A and 3B so that -- and
14 let's look at the sites that we still think are worth
15 some further discussion and separate out the others
16 that -- where we feel there's unanimity on the
17 decision?

18 FACILITATOR KERN: I'm -- I'm really all
19 for moving some sites that we all agree on and showing
20 progress, and that's a great idea.

21 This grouping, you know, Craig has this
22 strategy and we have to understand what -- I mean, what
23 we have what I've heard in the past.

24 Again, you can speak to this, that there
25 are costs involved in having additional documents and

1 things, but --

2 MR. COOPER: RAPs cost about 300 to
3 \$400,000, and DTSC Corps stated that they'd really
4 prefer, you know -- when I release this table, they're
5 happy to see a lot.

6 They prefer -- they wanted me to write
7 one RAP on all the sites originally. You know, as you
8 know, when Sharon Rykoff was here, that was her vision
9 was to issue the main installation F/S and write one
10 RAP to cover all forty sites, and, you know, I looked
11 at that universe and saw that as really being
12 unrealistic and tried to put together a reasonable
13 grouping of -- of RAPs, but still minimize the number,
14 but also put them in some bite size chunks based on,
15 you know, importance and controversy and things like
16 that, so --

17 MR. BERMAN: But I wasn't really
18 thinking of interrupting the process, but sort of
19 internally -- for internal discussion that we could
20 sort of separate that off internally and we could have
21 eight or ten sites that we still want to discuss, we
22 can take them out, you know, and --

23 MR. COOPER: Kind of --

24 MR. BERMAN: And see what our thoughts
25 are, and then you can decide whether you want to

1 exclude them or not on the basis of some discussion
2 just as a way of sort of showing that progress is being
3 made.

4 MR. COOPER: Once they're taken out,
5 they're out.

6 MR. ULLENSVANG: I think Sam's saying
7 associate them separately for discussion and then
8 determine whether to take them out or not.

9 MR. COOPER: Yeah. I already have a
10 whole bunch of follow-up items on the sites that you --

11 MR. BERMAN: I think that's the gist of
12 the letter and what Doug is discussing is that, you
13 know, we don't necessarily want them out. We just want
14 to have further discussion on them.

15 MR. COOPER: Absolutely. Okay. I agree
16 with that.

17 MR. BERMAN: So it will be nice if we
18 could just see when you make that change of putting 609
19 in, maybe you could also separate them out to the ones
20 which we think some further discussion would be
21 helpful.

22 Is that possible?

23 MR. COOPER: Maybe put a little asterisk
24 next to them or something like that?

25 MR. BERMAN: Yeah.

1 MR. O'HARA: That's the easiest way to
2 do it.

3 MR. COOPER: I'll send it to Doug first
4 to make sure I put the asterisks in the right places.

5 FACILITATOR KERN: This really calls
6 into question my own -- as I approached this evening, I
7 think it would have been better on my part to have
8 gotten together with maybe as many of you who would
9 have wanted to in advance and have this discussion and
10 involve more of you as we purchase this. I just didn't
11 get to that.

12 So we're trying to -- we're doing it a
13 little bit on the fly and it's got to be insanely
14 tedious and boring. I understand that, because it
15 feels like we've covered this at other times.

16 But there are all things that we are
17 trying to, you know, get through here, so hopefully
18 you'll comment to me during the break or give me a
19 phone call or e-mail about how you think this is going.

20 It might be appropriate at this point to
21 have a little break since it's about 8: 30. We can
22 give our recorder (sic) a break and then, you know,
23 proceed through Craig's update.

24 Everybody okay with that? Great. About
25 ten minutes and we'll reconvene.

1 (Recess taken).

2 FACILITATOR KERN: I'd like to reconvene
3 things. I did have the opportunity to speak with a
4 number of you at the break, and I got some verbal
5 confirmation about what I was sensing, anyway. I mean,
6 so what I'd like to do is maybe allow you, Craig, to
7 plow through these things and I'll hold off some of the
8 discussion.

9 Maybe I can commit it to paper and
10 electronic bytes and pass it around.

11 MR. COOPER: The petroleum projects. As
12 you know, at 1065 area, we're in between the interim --
13 middle of a cleanup, finished Phase I and writing the
14 completion report on that, and that was a big petroleum
15 contaminated soil area, and now we are just about
16 ready -- in another month or two, we'll start the
17 cleanup at Phase II, which is inside building 1063, and
18 that's where the recycled water plant was.

19 Another petroleum area is commissary P/X
20 where we actually have a Draft Corrective Action Plan,
21 which is the petroleum equivalent of a RAP, and that's
22 going to internal review right now.

23 And so we can do, you know, a -- a RAB
24 presentation on what that cap is going to say if the
25 RAB's interested.

1 Another petroleum area at 207/231. We
2 did a big investigation there last year, and we were
3 putting together the data report assessed with that
4 investigation and we found out that some of the data --
5 that some of the samples that we collected sat at the
6 laboratory for too long and -- at the laboratory's
7 fault, so we identified this problem and notified our
8 consultant and notified the laboratory and we have to
9 go back and now collect twenty -- just twenty samples
10 that exceeded their holding times and we're going to go
11 back and resample at those locations, because the data
12 is no good, and the laboratory is going to pay for that
13 work.

14 And at building 1349, another petroleum
15 area. It is -- we have a Draft Corrective Action Plan
16 in preliminary stages at that site, too.

17 Groundwater monitoring keeps chugging
18 ahead. We're going to do the second quarter monitoring
19 hopefully before the end of this month, get started on
20 that.

21 Other things going on. We have a -- a
22 contaminated soil, our contingency site plan that's
23 required by the board order that about how we handle
24 previously unknown contaminated soil spots that the
25 trust comes across, and we're also -- the last section

1 is about -- at Fill Site 5 -- I think it was at Fill
2 Site 5, we did a -- a -- like a worker exposure study
3 there to make sure that the people that come there to
4 plant the native plants at Fill Site 5 were safe from
5 serpentine soils.

6 As you know, serpentine soils and
7 everywhere on the coast contain naturally occurring
8 asbestos. So we wanted to make sure that our -- that
9 the trust workers, the park service workers and any
10 volunteers that comes out there to plant plants are
11 safe in doing so.

12 So we did that at Fill Site 5 and made
13 sure that it was totally safe for folks to go there.

14 we had other remediation sites such as
15 Landfill 2 and other places where serpentine soils will
16 also be exposed after we dig out. we clean closed them
17 and we want to kind of get ahead of the game and make
18 sure that it will be safe for restoration workers to
19 plant plants as those sites, too.

20 Yes.

21 MR. O'HARA: The type of asbestos that
22 you get in the serpentine rock, is it friable and is it
23 in the form of dust, or how are people that come in
24 contact with it susceptible to breathing it in?

25 what is it about the serpen -- the

1 asbestos in the rock that makes it dangerous?

2 MR. COOPER: That would be the concern,
3 that it, you know -- it could -- that there could be a
4 release.

5 It's my understanding that the
6 serpentine, the asbestos found in serpentine rock is
7 not as friable.

8 MR. ULLENSVANG: It can be. There's
9 different kinds of asbestos. When we do testing of the
10 soil, they look for the one that is the -- a particular
11 type that is the most problematic, and then it's the
12 two- stage testing process.

13 One, to see whether it's in the soil, and
14 that's done by testing the soil, and if the soil is
15 above a detection level, then they look at breathing
16 zone analysis.

17 MR. COOPER: Right.

18 MR. ULLENSVANG: Actually take air
19 samples to see if it's going from the soil into the
20 air. Instead of going step-wise, is it friable, is it
21 in the dust.

22 MR. COOPER: Right.

23 MR. ULLENSVANG: Is it in the air. They
24 just go to the air and measure that air.

25 MR. COOPER: If you're walking around

1 the Presidio over the next couple days, we have these
2 folks that go out there and they've got little filter
3 packs on there and they pretend that they're a little
4 restoration workers.

5 MR. ULLENSVANG: They actually do
6 restoration work.

7 MR. COOPER: They pull weeds and plant
8 plants. They undertake activities that real
9 restoration workers, do, and they have these little
10 monitors.

11 MR. O'HARA: Sort of a little radiation
12 badge.

13 MR. O'HARA: It's an air bump that
14 simulates our breathing. It pumps in air that humans
15 might consume air and it ingests the particle that goes
16 in the filter.

17 The filter collects the amount of any
18 asbestos and they subject what a human would receive in
19 a working situation for a full day work.

20 MR. O'HARA: Thank you.

21 MR. COOPER: Okay. On the cross
22 tracking thing, Alan is working away. It's been a
23 little over a week or two I think I said at the last
24 committee meeting that I've been taking around the
25 accounting department and introducing the folks and

1 they've been doing little training sessions with him
2 about how accounting works and now he's back in his
3 cube and digging into how to format accounting, you
4 know, structure so that we can start using him for both
5 budgeting reporting that would get incorporated into
6 the Oracle process, and he's making recommendations in
7 the last couple days that I'm now presenting to the
8 accounting, and a lot of it -- some of the ideas are
9 from a letter that you guys had sent about what kind of
10 costs you would like to see in Oracle reports, and a
11 little bit of compromise is the more detail is more
12 work in the front end, you know, more time, and -- and
13 setting up the budgets and getting all the codes right
14 in accounting.

15 So we're trying to balance the need for
16 more detail versus the cost and the bureaucracy of
17 setting up a little detailed accounting structure.

18 So I'm meeting -- we made a
19 recommendation to the accounting department today.
20 Let's see how they respond to that. It's going to
21 cause -- we were using kind of default accounting codes
22 that Oracle would -- has in their boilerplate, you
23 know, system, and it wasn't a real good fit for what we
24 in remediation do.

25 If it were Oracle construction accounting

1 codes, if you build a building or rehab a building, it
2 was a good fit for that type work, but it wasn't a good
3 fit for we in remediation.

4 So, you know, I was told that I was stuck
5 with them in FY '04. In FY '05, I threw those out and
6 created remediation friendly accounting codes. Let's
7 see if we can adopt those accounting codes and get them
8 into Oracle.

9 And Dave, if you want to hear the results
10 of that, I can send you an e-mail of where we're going.
11 It doesn't incorporate every single line item that you
12 envisioned, but it's better than, you know -- well,
13 it's better than what we've been doing.

14 We haven't been producing much at all,
15 but it does have quite a bit of level of detail, but it
16 still kind of clumps consultants into one cost category
17 line item, remediation cost in the other.

18 I can tell you the results of that,
19 because that is what's so important about that is that
20 not only will we be using FY '04/'05 budgeting
21 strategy, but then Alan can start using that.

22 I need to get him going on the whole --
23 when he pulls forward the past costs, we need to
24 decide, you know -- that structure needs to be the
25 same.

1 when he starts putting the money in the
2 right buckets, it all needs to be the same structure.
3 Past costs need to be in the same bucket that future
4 costs are going to be tracked in.

5 So that's it's really important that we
6 agree on this accounting structure with the accounting
7 department, and then Alan can immediately go into this
8 past process.

9 MR. SUTTER: I'd be very interested when
10 you come up with a proposed format.

11 MR. COOPER: Mm-hmm.

12 MR. SUTTER: After your negotiations,
13 whatever, with accounting, before it's cast into
14 concrete, whatever you come up with, I'd be interested
15 in an opportunity to take a look at it and make some
16 comments.

17 MR. COOPER: Okay.

18 FACILITATOR KERN: All right. Gloria.

19 MS. GEE: I was wondering along those
20 lines: Is there a way that you can extract those
21 dollar costs that are -- that would be going into the
22 insurance --

23 MR. COOPER: It counts towards the
24 allowable costs of insurance.

25 MS. GEE: Whenever you want to, you can

1 flip a switch and segregate those from all the line
2 items.

3 MR. COOPER: We have a separate Excel
4 spreadsheet that tracks that, but --

5 MS. GEE: But that's not part of the
6 whole database?

7 MR. COOPER: It's not part of the Oracle
8 database, no. Because I find out whether -- which
9 costs have been allowed or disallowed from a separate
10 letter from Zurich that doesn't really get incorporated
11 into the Oracle process, but I have a Excel spreadsheet
12 that does track that.

13 MS. GEE: Could you align it to specific
14 contractors or different job?

15 MR. COOPER: It is aligned -- the
16 amounts -- this Excel spreadsheet, it has it by
17 quarter. I can look up which costs will Zurich
18 disallow in the second quarter of 2002 and then I can
19 go down and see, oh, they disallowed 15,000 at Fill
20 Site 6B and they disallowed 20,000 at tank 24.

21 So -- and then I need to -- and then
22 there's some -- usually an invoice associated with that
23 so I can start to pull -- figure out why -- then I can
24 look at Zurich's letter.

25 So that's the level of tracking I do

1 right now. It's a separate tracking system.

2 MS. CLEEK: So the Excel spreadsheet are
3 the exceptions, what they disallowed?

4 MR. COOPER: Of what they disallowed,
5 right.

6 MS. CLEEK: It's not all your costs and
7 then you identified the disallowed ones in there. It's
8 just the disallowed?

9 MR. COOPER: That particular tracking
10 spreadsheet. Then I have another one that tracks
11 cumulative amounts allowed, also.

12 well, I guess it would be the difference
13 between the two. That's a good question now that I'm
14 thinking about it. I don't think I've ever done one
15 that subtracts the total amount that I've sent Zurich
16 and then subtracted it off the disallowed per project.

17 I know how much I've requested -- total
18 cumulative amount that I've requested Zurich to allow
19 and then I've got a total amount disallowed. So it's
20 pretty easy for me to figure out total amount allowed,
21 yeah.

22 Sounds like maybe once we kind of get
23 this going, I know there's a lot of technical issues.
24 we can kind of go over a lot of these accounting and
25 insurance issues and --

1 FACILITATOR KERN: There's definitely
2 expertise around the table.

3 MR. COOPER: Yeah. Okay. And the third
4 bullet is FYI. Even though I told Alan, you know,
5 you're going to have plenty of time to work on your
6 costs, work on getting our accounting structure
7 together; then work on our past cost study and et
8 cetera, et cetera, and now I guess the trust board is
9 really interested in this.

10 I have not reported to them. Just as you
11 guys are, you can imagine how they feel. I have not
12 reported to them on how we're doing in the remediation
13 program other than, you know, I think we're on track
14 and we're going to be under a hundred million, and
15 trust me on this one.

16 So they've really -- I've heard through
17 Craig Middleton that they would really appreciate an
18 update, so I've asked Alan to try to get something
19 together in time for a board meeting at the end of
20 July, and I don't know if we're going to be completely
21 done at this point, but I have to go -- unless I get
22 bumped off the agenda at the July meeting, I have to go
23 there and tell them something, and more on that later.

24 Lead plan. We're going to -- you know,
25 we need to go out on public comment on our lead based

1 paint plan. we have a draft plan that we sent to the
2 regulators back in 2003. Now it's -- it needs just
3 some line revisions.

4 Bob said it looked good and we're going
5 to go out for public comment on it this summer, and
6 just as an example, we continue to do cleanups under
7 our lead program and we're doing some cleanups on
8 Funston right now, buildings 3 and 4.

9 The schedule -- you know, we have
10 basically two schedules, you know. Basically almost
11 three schedules. We have the planning schedule that
12 I've talked about. That's the master remediation
13 schedule, the Microsoft project that we can pull
14 different reports out of such as construction starts
15 and so on.

16 But that's where we -- that's kind of our
17 floating schedule where we plan how we're doing as far
18 as which projects are at least targeted to happen each
19 calendar year, and then we have -- each regulator --
20 Jim, at the Regional Board and Bob at DTSC, they have
21 enforceable schedules basically just to make sure that
22 we at the Presidio Trust don't fall too far behind, so
23 it's kind of two -- two levels of scheduling.

24 You know, the planning schedule is where
25 I put, you know, a lot of attention as far as how we're

1 doing on the projects, and then I interact with the two
2 regulatory agencies just to make sure things don't fall
3 behind too far.

4 So, you know, just a couple items on the
5 planning schedule. We're still on track to do those,
6 you know, big clean closure projects in 2004, and we
7 have -- as you can imagine, if we get RAP 3 signed
8 and -- later this year, early 2005, and RAP 4 is for
9 Landfill 8 and 10, then we'll have a whole bunch of,
10 you know, remedial designs and remedies lined up for
11 2005.

12 So -- which is really important that we
13 at the trust keep pushing on both those RAPs, and on
14 the unfortunate side, there's some time extensions that
15 I needed to request from the regulatory agencies.

16 And that's the presentation.

17 MR. BERMAN: Just a quick question. I
18 thought that the groundwater reporting was going to be
19 semi-annually and not quarterly and I've noticed in
20 your presentation, you talked about the quarterly
21 monitoring.

22 Is that just a vestige of the past and
23 you haven't gone into the semi-annual?

24 MR. COOPER: No. We're in semi-annual
25 reporting not to be confused with quarterly monitoring.

1 So we monitor quarter one and quarter two
2 and then we send Jim the report.

3 MR. BERMAN: Okay.

4 MR. COOPER: Then we monitor Q3 and Q4
5 and send the report that covers those two quarters.

6 We also have done -- I think as you
7 know -- some -- we've been working with the regulators
8 to do a -- a monitoring reduction program, also, to try
9 to save money.

10 This is one -- as you know, it's our
11 biggest ticket cost items.

12 MR. BERMAN: I was confused by that. I
13 thought you were going to combine that and just have
14 semi-annual sampling and report as one package.

15 MR. COOPER: No. We're not there.

16 MR. BERMAN: Ok. But that's where you
17 hope to go.

18 MR. COOPER: As appropriate.

19 You see, at some RAP sites, where we did
20 Landfill 4 and Fill Site 5, we're required by ARARS to
21 do quarterly monitoring for a time. So it's kind of
22 site by site.

23 For other sites where we've felt like
24 we've had a really good baseline and a good handle on
25 monitoring there, we've suggested that we go to annual

1 monitoring there.

2 Correct me if I'm wrong, Brian. In RAP
3 3, we felt like, you know, we had a good enough
4 baseline that we've requested to go to annual until the
5 RAP requirements kick in that might kick -- like Nike
6 facility back to quarterly again after we do the clean
7 closure cleanup.

8 At -- yeah. So that type of interaction
9 with the regulators is going on to the best of our
10 ability to cut back, you know, monitoring to
11 appropriate levels to save money.

12 FACILITATOR KERN: Thanks for your --
13 that update, Craig.

14 I think we're now going to talk a little
15 bit about Mountain Lake. I'm not exactly sure how to
16 do this. Just to give you a -- it may be a totally
17 unclear characterization, but I've only been able to
18 describe it to myself that way and forgive me about the
19 trauma, but it feels a little bit to me like in Raiders
20 of the Lost Ark where it's kind of monitoring a certain
21 room and he knows that if he takes one more step, like
22 the huge saws are going to come slicing across, so he's
23 about to take the step and then kind of moves back and
24 then puts something down and arrows come and --

25 So I'm kind of sensing something about

1 where we're going on Mountain Lake that -- and it may
2 not -- Craig has been supplying me with some e-mails.
3 I haven't been able to share them or my thoughts with
4 him or anybody, but I have a sense that, you know,
5 we're talking to this person at Caltrans, that Jim
6 interacted through some other people, this David Yam
7 and I guess he won't give out the -- the grant
8 application. He won't say what's in it. He doesn't
9 seem to want to do that.

10 MR. COOPER: well, okay.

11 FACILITATOR KERN: Go ahead.

12 MR. COOPER: My understanding is he said
13 the fact sheet that he did send us, the grant
14 application doesn't provide any new or different
15 information. It's already in this fact sheet. The
16 fact sheet is a regurgitation of the grant application.

17 FACILITATOR KERN: Okay.

18 MR. BERMAN: with the typos removed.

19 MR. COOPER: I don't know. I don't
20 know.

21 MR. SUTTER: Hopefully.

22 FACILITATOR KERN: So there also seems
23 to be some suggestion by Mr. Yam to -- instead of
24 directing our letters of community support higher up,
25 to direct them to sort of the district level.

1 MR. COOPER: Mm-hmm.

2 FACILITATOR KERN: And that may be where
3 I'm getting this sense of -- like I wonder why that
4 might be the case.

5 It seemed like we were on track at least
6 to get some sort of community support letter, although
7 we weren't sure how to do it.

8 I think Gloria yeah did a first good
9 first stab on it, but now if it goes to a district
10 person whom presumably it's already passed by that
11 step. That's kind of been the support.

12 So I'm kind of wondering what's really
13 happening. It just seems like as part of this multi-
14 pronged effort, we could continue on this course of
15 submitting a letter the way he's asking, and everything
16 I've ever heard about Caltrans has been they've not
17 really worked with people.

18 It's kind of like they're large and in
19 charge, and it's been really nice that Jim, you got
20 something going, and I'm -- I don't know why I'm
21 sensing this, but I have trepidation about what's going
22 on.

23 MR. COOPER: Mm-hmm.

24 FACILITATOR KERN: So I'm kind of
25 opening that up.

1 MR. BERMAN: Doug, could you explain
2 this? Is the district person a Caltrans person?

3 FACILITATOR KERN: Yes.

4 MR. SUTTER: Let me just make sure I
5 understand what you're asking.

6 FACILITATOR KERN: Yeah.

7 MR. SUTTER: I think at my last planning
8 committee meeting where I have gone for a couple months
9 before that, but my understanding was that the
10 political action working through the state senator -- I
11 forget his name. Dunn?

12 FACILITATOR KERN: Yes.

13 MR. SUTTER: That was still being --

14 FACILITATOR KERN: Yes.

15 MR. SUTTER: -- prosecuted. Still
16 moving ahead on that.

17 The only question was to in order to
18 support -- again, correct me if I'm wrong -- this grant
19 application, the money that was discussed at the last
20 committee meeting, that we send a letter somewhere to
21 someone.

22 FACILITATOR KERN: Right.

23 MR. SUTTER: I forget to whom.

24 So am I correct in assuming that the guy
25 who's handling the grant is now saying well, just send

1 that letter to some bureaucrat at a district level?

2 FACILITATOR KERN: Yeah. He didn't say
3 some bureaucrat, but --

4 MR. SUTTER: Well --

5 FACILITATOR KERN: It's probably his
6 boss or something.

7 MR. COOPER: The head of District 4, of
8 all Caltrans District 4.

9 MR. SUTTER: So if the political action
10 is moving ahead, does it really make that much
11 difference the second letter in support of the T grant,
12 is it that critical?

13 FACILITATOR KERN: well, it just --
14 perhaps as has been stated before, it's maybe one part
15 of a whole set of things we might be doing, and it
16 certainly might be nice if this worked.

17 I think we also --

18 MR. SUTTER: The grant is going to go
19 forward, the grant application, anyway?

20 FACILITATOR KERN: Right.

21 MR. SUTTER: And the letter was
22 presumably initially to go to this woman -- I forget
23 her name.

24 FACILITATOR KERN: Sunnie McPeak.

25 MR. SUTTER: Who's in charge of that

1 grant?

2 MR. BUDROE: She's agency secretary.

3 MR. SUTTER: Whatever.

4 MR. COOPER: But has some concurrent
5 approval.

6 MR. SUTTER: The grant guy is saying no,
7 don't send it to her. Send it to someone else in the
8 district level.

9 MR. COOPER: Correct.

10 MR. BUDROE: To give you some idea,
11 Sunnie McPeak reports to Arnold. It's not like she
12 passes on it. She's the next step down from the
13 governor.

14 MR. SUTTER: She does the first sort on
15 all these grant applications.

16 MR. BUDROE: No. She does the last
17 sort.

18 FACILITATOR KERN: Michelle.

19 MS. PASSERO: A question for Craig,
20 then. What was your -- when you were -- when this was
21 raised, I guess, what was your understanding of the
22 process, then, as far as how the grant application
23 would go? Because I guess there's different points of
24 influence --

25 MR. COOPER: Mm-hmm.

1 MS. PASSERO: -- and it seemed -- my
2 impression was in our last meeting that certainly a
3 letter to Sunnie McPeak could have some influence in
4 the process, and so -- so the question is: Is that no
5 longer true?

6 You know, and then also what's wrong with
7 them just doing a letter to both of them? You know,
8 cc'g one person and sending it to the other person's
9 attention.

10 Is there some -- was an issue raised that
11 this would cause problems for some reason or have a
12 negative effect?

13 MR. COOPER: I -- that's a really
14 good -- first of all, as far as the approval process
15 for the grant, I haven't heard anything that is
16 different than what I told you at the last meeting,
17 that it goes to Sunnie McPeak's agency -- I forget the
18 name of that goes agency -- and then the California
19 Transportation Commission.

20 There's -- David hasn't said anything
21 that that process has changed.

22 When I did call and ask him -- what did I
23 ask him? You guys asked for a copy of the grant
24 application, and I said that, you know, there's folks
25 out there that want to write, you know, Sunnie McPeak,

1 but they'd like to see a copy of the grant application.

2 He, you know, said first of all it doesn't say
3 anything different, and then he -- you know, I don't
4 know. I don't know him well enough. He didn't -- he
5 goes, "Okay. Let me check in on this and I'll get back
6 to you," and I said, "Yeah. That would be great," and
7 I said, "If you can, send me an e-mail, you know, on
8 this just so I'm not -- you know, I'm getting the story
9 right" basically, and -- and so then, you know, he sent
10 the e-mail saying the fact sheet is the same as the
11 grant application.

12 I don't know if he put that in the e-
13 mail, but then he put in that part about writing the
14 Caltrans District 4 person, which that was my first
15 time seeing that, and I didn't call him back saying,
16 "Now wait a minute. A couple weeks ago you said to
17 write Sunnie McPeak." I -- I just -- I didn't call him
18 back on that.

19 I think -- if I can guess what's going on
20 there, maybe -- I don't know if that's appropriate for
21 me to do that, you know.

22 MS. PASSERO: Not to interrupt you, but
23 this is where maybe it can't hurt to write to both of
24 them. But maybe if she sees it, it may be that she's
25 going to defer to this person and say, "What's going on

1 in this district? Is it valuable?" Because obviously
2 she's going to want to rely upon someone who's within
3 the district.

4 MR. COOPER: Right.

5 MS. PASSERO: So it might be more of a
6 practical reason, but by the same token, it can't hurt
7 to also have her in that letter and --

8 MS. TRIGIANI: Cc'g.

9 MS. PASSERO: Yeah.

10 MS. TRIGIANI: Maybe to the guy, what's
11 his name, David Lam?

12 MR. COOPER: Mm-hmm.

13 MS. TRIGIANI: And cc --

14 MR. COOPER: These other folks.

15 MS. TRIGIANI: And you can tell him
16 you're opposing us.

17 FACILITATOR KERN: Karen and Jack.

18 MS. CLEEK: Do we have a good
19 understanding of what the grant application process
20 actually is, that that is how you do it? You do it
21 through the district level and it's moving up the
22 chart?

23 MR. COOPER: That's what he explained.

24 MS. CLEEK: And the various districts
25 are competing with each other for the same funds?

1 MR. COOPER: Correct.

2 MS. CLEEK: What you're trying to give
3 the impression is that you want to go above all the
4 district and go directly to Sunnie McPeak?

5 MR. COOPER: Right. Right. That's what
6 he said a couple weeks ago.

7 You know, I don't think he's getting --
8 he just doesn't know us, you know, and what he learned,
9 he said these groups want to write letters and they
10 want grant applications. I think he just asked someone
11 who doesn't know us what's going to go in these letters
12 and what are they going to be writing Sunnie McPeak
13 about.

14 I think he just got a little nervous and
15 said well, the best way is to send a letter to the
16 district level so they can look at -- what people don't
17 like in government is kind of getting information, you
18 know, from -- especially way up higher and being the
19 last to know about it.

20 And so I think -- I think that's what
21 he's worried about -- worried about at this point.

22 MR. LUIKART: So if he's -- we're
23 worried about offending him, then cc him on everything.
24 But I think what's going to happen is you request X,
25 you get Y.

1 If I'm at that level, here's 200,000 and
2 I'm going to give 200,000 to four different people and
3 hopefully make them a little bit happy and not anyone a
4 lot offended and not everyone a lot happy.

5 I think you're supposed to make enough
6 noise as you possibly can at all levels.

7 MR. COOPER: Mm-hmm.

8 MR. BUDROE: With the other caveat on
9 that is you can't get a slice of the money because you
10 can't do the project if you don't give them the whole
11 nine yards. That winds up being with those kind of
12 grant applications, you either approve it or you don't,
13 one way or the other.

14 MR. LUIKART: I've seen both. I've seen
15 otherwise.

16 MR. BUDROE: With the engineering stuff,
17 maybe a whole lot less. It tends to be thumbs up or
18 thumbs down.

19 But Craig's characterization of this guy
20 probably just got nervous, oh, my God, Sunnie McPeak's
21 going to get this and they're going to say what's
22 happening, you know, it flows downhill and also he's
23 got a problem, but in terms of it making an impact, the
24 thing to do would be definitely to send the letter to
25 Sunnie McPeak, and if you want to go ahead and cc the

1 district guy, that would be fine. It's a courtesy, but
2 it definitely needs to go up to her level because it
3 will have more impact that way and you also don't want
4 to sell yourself as an organization that only deals
5 with the lower levels and doesn't have the -- the go
6 power to go ahead and talk to people like Sunnie
7 McPeak.

8 Hey, you can cc everybody else that would
9 have an impact on that like Burton and Mark Leno.

10 MS. CLEEK: I think I would do both. I
11 think I would do it a little differently in that I
12 would send -- I would go through the process of sending
13 the letter -- a letter directly to the district person
14 as he requested so that he can evaluate it and go
15 through this process and be given the opportunity to
16 judge this grant request like he judges every other,
17 and I'd send a slightly different cover letter to
18 Sunnie McPeak and everybody else that you want to send
19 it to with a copy of that neighborhood support letter
20 or whatever you want to call it, community support
21 letter, because which just copying that guy, that's
22 like -- I find that kind of insulting, actually.

23 MR. BUDROE: Yeah, but --

24 MS. CLEEK: Because he has that first
25 cut at your grant and you want to be his best friend or

1 her best friend as well as Sunnie McPeak's best friend.

2 MR. BUDROE: But also at that time, you
3 don't want to lowball yourself by saying we're going to
4 work at a lower level and not --

5 MS. CLEEK: Do both.

6 MR. BUDROE: I'm saying you go directly
7 to Sunnie McPeak; otherwise, you don't have the.

8 MS. GEE: To go talk to someone, you've
9 got to talk to the underlings is what it comes down to.
10 There's a flip side to. You can worry about the
11 district director getting angry with you.

12 On the other hand, Sunnie McPeak doesn't
13 want John Burton or Mark Leno aggravated at her. It's
14 a little about how the game gets played in Sacramento,
15 which is what this comes down to.

16 MS. CLEEK: Yeah. I guess my approach
17 would be not to make that district director feel
18 minimized by what you've done, and that's how I feel
19 that that approach would do.

20 MR. BUDROE: You won't if you cc him.
21 That's a courtesy to let you know you're not going
22 behind his back. You're keeping him in the loop, but
23 who everybody else in that -- in that situation would
24 be with the California Chamber of Commerce. well,
25 California Chamber of Commerce would send it straight

1 to Arnold Schwarzenegger, but, you know, groups that do
2 lobbying like this, which is essentially what you're
3 doing, would go straight to the level like Sunnie
4 McPeak. They wouldn't go to the district director.

5 MS. CALLANAN: That's pretty much the
6 way straight government works. If you send it to the
7 higher level, then they'll buck it down to the lower
8 level with a response date and expect them to come back
9 with a response that they can judge.

10 Because I think if you send it to the
11 lower level, it will take forever to get a response
12 even if you cc the agency director.

13 MS. YAROS: I agree.

14 MR. CALLANAN: I know with a state
15 agency or department, when we get requests from the
16 governor's office or the secretary's office, we respond
17 right away, but most of the time they have respond by.

18 So I think that would be a better
19 approach.

20 FACILITATOR KERN: I just want to check
21 in with Jim. Do you have any comments on this that
22 you'd feel comfortable sharing with us about --

23 MR. PONTON: I have a perspective.

24 I haven't seen the fact sheet that they
25 put together, that Dave Yam put together, the little I

1 did work with Dave Yam.

2 I found for him not knowing me to be
3 really very responsive and I was really quite surprised
4 and pleased that he moved forward as quickly as he did,
5 typos and all, with his grant application, and then I
6 was -- and that he's maintained some communication, and
7 he seems to call and e-mail Craig back each and every
8 time.

9 So I think that's -- I think maybe it's
10 worth -- I haven't seen that he's come back and struck
11 out yet. He's been responsive and he's been
12 supportive, and whatever he put together has gotten to
13 a certain level -- has risen to the top, and I'm not
14 sure he didn't do that in a vacuum without his director
15 knowing, and maybe he did.

16 So I'm not that familiar with Caltrans.
17 All I would share is maybe it's worth Craig getting
18 some, if possible -- some clarification on the
19 difference between, you know, the two paths that have
20 been described before promoting this project.

21 I think it's important to promote it, but
22 I just want to remind you that I think Dave Yam has
23 been pretty good so far. That's the only thing I want
24 to share.

25 FACILITATOR KERN: Okay.

1 MR. COOPER: Can I make a
2 recommendation?

3 FACILITATOR KERN: Mm-hmm.

4 MR. COOPER: Take it or leave it. I
5 could call Dave and see how he feels about this, but
6 it's already -- obviously he talked to his boss and his
7 boss said, "Send the letter to me."

8 It's your letter, but you send the letter
9 to the District 4 person first, and then -- and make
10 sure you copy Dave Yam, also, then they get to see the
11 content of your letter, and then within a week after
12 that, you know, you inform me that you plan on putting
13 this -- a cover letter in the same letter that you sent
14 the District 4 person and sending it to Sunnie McPeak,
15 also.

16 That way, the District 4 folks who have
17 been basically champions for this project know what
18 your letter says and if there's something in there that
19 they need clarification on, Dave can get that back to
20 me.

21 If that's going to cause -- I think what
22 we don't want is anyone to inadvertently send a letter
23 over to Sacramento and backfire on us for some reason
24 we can't even perceive at that point.

25 So that way, at least, the District 4

1 people have an opportunity to see the content, realize
2 oh, wow, these people are really project proponents and
3 they're happy with the work that District 4 has done so
4 far and then they'll know what's going to Sunnie McPeak
5 in advance.

6 That's my recommendation.

7 FACILITATOR KERN: Yeah, John.

8 MR. BUDROE: I'd agree with that
9 approach if what you were talking about was one sister
10 agency talking to another sister agency and you have a
11 potential response and you send it over for comments
12 and see what they've got to say, but the thing is,
13 that's not the kind of relationship that you're looking
14 at here.

15 what you're looking at essentially is a
16 community group that has their concerns and you run
17 into problems if essentially what you're doing is
18 sending it over to the lower levels in the agency to be
19 vetted. That's kind of a bad precedent to set.

20 You ought to make up your mind what it is
21 you want to say, you give these folks the courtesy of
22 letting them know what you're going to say at the same
23 time, but it's your call on it as to, you know, what
24 you're going to put together and send out to them.

25 MR. COOPER: Mm-hmm.

1 MR. BUDROE: If you're really worried
2 about muddying the waters, then you just don't send the
3 letter.

4 MR. COOPER: I don't consider the head
5 of District 4 a low level person. It's Jim's boss'
6 boss. That's a very high level of state government.

7 The head of Caltrans is equal with Jim
8 Ponton's boss, the head of Regional Water Control
9 Board District 2.

10 Those are big people in state politics,
11 and I think they deserve that respect to know in
12 advance before a letter's shot off to, you know,
13 Sacramento.

14 MS. TRIGIANI: Craig, do these people
15 not communicate within their agency? I mean, if the
16 letter -- the way grown-ups do it is when something
17 goes above somebody, it's tossed down to the person
18 that handle it.

19 why do we have to stroke these people?

20 MR. COOPER: I think it's two different
21 agencies. First of all, that Sunnie McPeak, she's got
22 this huge umbrella agency is the way that John was
23 explaining it.

24 MR. BUDROE: She's the agency secretary
25 and Caltrans is under the agency that she's heading.

1 MR. COOPER: Caltrans is just one agency
2 under many agencies that she's heading up.

3 MS. TRIGIANI: Okay. I still have the
4 same question.

5 MR. COOPER: Mm-hmm.

6 MS. TRIGIANI: If it went to her office
7 and they bounced it down to somebody, now they have it.
8 Now they know what the concerns are. Let's get this
9 moving.

10 why do we have to do this hooaha? I'm
11 offended.

12 MS. YAROS: I think there is such a
13 thing as being too careful. What's the worst thing
14 that could happen if we just did it?

15 FACILITATOR KERN: Michelle.

16 MS. PASSERO: Why don't we do two
17 letters. It's a letter and maybe it's spaced apart by
18 just a couple days. One letter can go to the district
19 director, I guess -- I don't know what the title is --
20 and say, you know, we want to let you know we're in
21 support of the concept, whatever we have to say, and we
22 also plan to send a comparable letter to Sunnie McPeak
23 and we're going to do that so then they just know that
24 we've sent a letter to them and an independent letter
25 that's addressed specifically to Sunnie McPeak.

1 And the only reason why I say that is
2 if -- and we could try to find out exactly what the
3 process is, you know, a little bit more in case there's
4 some glitch in the -- you know, some procedural part
5 where it does sort of funnel back to the district
6 manager.

7 we've already sort of -- you've covered
8 both bases, and it's not -- that way we're not
9 necessarily vetting it through the district director.
10 we're telling him what our plans are and that's it, and
11 they're going to be getting two separate letters.

12 And so, you know, and that way --

13 MR. COOPER: But the content of both
14 letters would be similar?

15 MS. PASSERO: Yeah.

16 FACILITATOR KERN: Dave, and then we
17 need to -- I've got a general idea. Dave.

18 MR. SUTTER: Yeah. I just want to
19 stress again it seems to me the most important thing is
20 the political track was sent to Dunn's office. I think
21 this is a wild card. The state's budget crises and
22 Schwarzenegger still stonewalling against
23 transportation funds, requests for, you know,
24 transportation funding to be kept at some -- some kind
25 of meaningful level, and I don't think the

1 transportation proponents and those elements in the
2 legislature are going to prevail. He's going to cut
3 the transportation budget.

4 So I -- I think -- and that would put
5 even more importance on the political track that we're
6 going to get money out of Caltrans. I just wanted to
7 make that clear.

8 FACILITATOR KERN: If it would be all
9 right with everyone, perhaps I could take it back to
10 our little committee of Michelle and Gloria and myself
11 and work this out and figure out what we're going to do
12 based on this input.

13 Karen.

14 MS. CLEEK: Is there a due date for this
15 grant or is it like a constantly rolling cycle?

16 FACILITATOR KERN: It appears from this
17 e-mail, which I'd be happy to send around to people,
18 that it looks like August. There's a vote on it in
19 August.

20 MR. BERMAN: That's providing there's
21 any funds.

22 FACILITATOR KERN: Right.

23 MR. BERMAN: Because as part of the
24 budget games, this particular program could be excised.

25 MR. BUDROE: Absolutely.

1 FACILITATOR KERN: All right. If --

2 MS. YAROS: What was the amount that we
3 were hoping to get from --

4 MR. SUTTER: \$650,000. Right, Craig?

5 FACILITATOR KERN: There were
6 discussions about a number of that nature, yes.

7 MS. YAROS: Okay.

8 FACILITATOR KERN: Let us move on.
9 Thanks for that discussion. I know we had similar
10 discussion last time and these things developed. It's
11 been important to kind of check it, and I'm definitely
12 picking the vibe up from everybody to kind of just get
13 something moving.

14 All right. Regulatory agency status
15 updates. Bob not here.

16 Jim, do you have anything?

17 MR. PONTON: No.

18 FACILITATOR KERN: Okay. Any new
19 business?

20 I think the review of the action items.
21 There's more work that I need to bring to you on the
22 feasibility study response to comments or other issues
23 that I didn't get to tonight, and I need to figure out
24 a better way to transmit that to you without dragging
25 everybody through old territory.

1 That's on the -- we've got the Mountain
2 Lake, and as usual, past agenda items to Mark for the
3 committee meeting, the June meeting.

4 Are there any other items tonight before
5 we close?

6 Thanks to everybody for coming out
7 tonight. Appreciate your participation. Without
8 objection, meeting adjourned.

9 (The meeting adjourned at 9:29 PM).

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1 STATE OF CALIFORNIA)
2 COUNTY OF SAN FRANCISCO)
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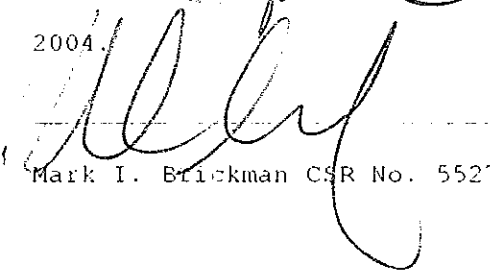
4 I, the undersigned, hereby certify that I was the
5 court reporter in the proceedings in the within-entitled
6 cause.

7 I further certify that I am not of counsel or
8 attorney for either or any of the parties in the foregoing
9 meeting and caption named, or in any way interested in the
10 outcome of the cause named in said action.
11
12

13 IN WITNESS WHEREOF, I have

14 hereunto set my hand this

15 22nd day of June
16 2004.

17 
18 Mark I. Brickman CSR No. 5527
19
20
21
22
23
24
25

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PRESIDIO TRUST

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1 PRESIDIO RESTORATION ADVISORY BOARD MEETING

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15 REPORTER'S TRANSCRIPT OF PROCEEDINGS

16 TUESDAY, JUNE 8, 2004

17 OFFICER'S CLUB, BUILDING 50

18 PRESIDIO, SAN FRANCISCO, CALIFORNIA

19

20

21

22

23

24 Reported by: Mark I. Brickman, CSR RPR

 License No. 5527

25

1 ATTENDEES

2 RAB Members:

3 Doug Kern, Facilitator

Craig Cooper

4 Jim Ponton

Mark Youngkin

5 Tony Di Stefano

Sara Segal

6 Gloria Gee

Karen Cleek

7 Sam Berman

Julian Hultgren

8 George Dies

Michelle Passero

9 Jan Blum

Brian Ullensvang

10 Mary Trigiani

Tracy Wright

11 David Sutter

12 Public:

13 John Catts

Mark Frey

14

15

16 BE IT REMEMBERED that, pursuant to Notice of
17 the Meeting, and on June 8, 2004, at the Officer's
18 Club, Building 50, Presidio of San Francisco,
19 California, before me, MARK I. BRICKMAN, CSR No. 5527,
20 State of California, there personally commenced a RAB
21 Meeting under the provisions of the Presidio Trust.

22

23

24

25

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1 FACILITATOR KERN: Welcome, everyone, to
2 the regularly scheduled meeting for the Presidio
3 Restoration Advisory Board for June 2000. I'd like to
4 welcome the Presidio Trust, the contractors, the
5 National Park Service, regulatory community, community
6 RAB members, and I don't see any actual members of the
7 public here, but if they were here, we would welcome
8 them.

9 Does everyone have an agenda tonight?
10 Any changes, additions?

11 As I was glancing down -- and I think I
12 might add a couple of things. We had a nice discussion
13 of the alternatives to landfill E. Maybe we could fill
14 in some folks that weren't at the last committee
15 meeting about the discussion we had on landfill E at
16 our last meeting.

17 At least that, and then along the way,
18 some issues about schedule and budget that may come up,
19 we can pass that around.

20 Anybody else?

21 All right. I haven't talked to Mark
22 about whether he was going to be here, but I think he
23 was, so is there anyone that was at the meeting that
24 would like to give a brief description of our committee
25 meeting in lieu of Mark's committee meeting report?

1 MR. BERMAN: Are you going to discuss
2 the -- the various alternatives that were given by Hill
3 at that meeting?

4 FACILITATOR KERN: That was one of the
5 things that I just brought up that I guess when we come
6 to landfill E, hopefully it's somewhere in the report
7 tonight that we'll talk about the -- the alternatives,
8 and that was the principal thing we did at the -- the
9 meeting.

10 MR. BERMAN: I don't think we really
11 dealt with anything else except for that, so if you
12 were going to do it as part of the agenda tonight,
13 maybe you don't really need to have a report.

14 MS. WRIGHT: We did meet the new staff
15 person.

16 FACILITATOR KERN: Right. The new
17 financial analyst budget person, and maybe we did talk
18 about any issues relating to him when we come to budget
19 and scheduling.

20 MR. COOPER: Mm-hmm, yeah. We can talk
21 about landfill E and schedule and budget now, or I do
22 have brief, you know, slides in the presentation, or we
23 can just talk about them when the slides come up.

24 FACILITATOR KERN: Let's do it when we
25 get to the engineering thing.

1 MR. COOPER: Okay.

2 FACILITATOR KERN: All right. Let's
3 move on to 5A, the report on --

4 MR. COOPER: My thing. Okay. I'm Craig
5 Cooper for the record, and I'm going to talk about very
6 briefly a recently released document called the
7 Mountain Lake Sampling Plan, and there's just a couple
8 slides on that. That's been since the regulatory
9 agencies since the last week or so, and then I'm going
10 to do a full project update and then we can just chat
11 about what's going on in the Presidio remediation
12 program.

13 So Mountain Lake. As you know, Chris
14 Nelson is the trust project manager, and we have a
15 feasibility study done for Mountain Lake that calls for
16 excavation of the contaminated sediments, and over the
17 last -- at least, you know, about a year or so, Chris
18 has been working with URS, our consultant to better
19 kind of scope out the remedial design and remedial
20 design issues concerning the implementation of the
21 remedy, finding staging areas, et cetera, working with
22 the various resources folks to make sure that we design
23 our remedy in the first place right, and after doing a
24 lot of that work, we realized there's some data gaps
25 that we need to fill with respect to the contamination

1 in the lake.

2 So just put it in very layman terms, the
3 questions that we were trying to solve in putting
4 together this sample plan for lake sediments is are
5 we -- you know, right now we think we know the
6 contaminated zone, but are -- are we sure about that?
7 Are there some contaminated -- contamination outside
8 that zone that we need to be aware of? So are we
9 digging in the right place or think we're digging in
10 the right place?

11 Can we improve our -- our estimate of
12 off-site costs, disposal of the contaminated sediment.
13 We believe that will be a major component of the total
14 project cost is the disposal of the sediments.

15 So just as we do kind of we do trench
16 work, you know, in landfills to characterize the waste
17 before we send it off-site, we would like to do the
18 same with the lake, even though you can't trench the
19 lake, but we're going to take some samples and test it.

20 We want to think through if there's some
21 other uses that we can use the lake sediments for once
22 they've been dewatered, and we need to get some
23 physical characteristics of the sediments to do that,
24 and when we get in there and muck around in the lake,
25 some archeologists have informed us that there might be

1 some samples we might want to take to preserve the
2 undisturbed lake sediments.

3 So anthropologists and archeologists can
4 study those lake sediments before we go in there and --
5 and muck them up.

6 So --

7 MR. DIES: There's a technical term.

8 MR. COOPER: Yeah. There's a technical
9 term.

10 Brian, maybe you can help me on this. I
11 didn't have a lot of time.

12 The purple zone is where we -- is our
13 current understanding of the contaminated area, and
14 we're taking -- and those little numbered area -- these
15 little spots here are kind of sediment sample points
16 where we'd like to take samples around this zone here,
17 because we're concerned that there might be some
18 pesticide areas that might run into the lake.

19 MR. ULLENSVANG: I think it's the green
20 spots.

21 MR. COOPER: The green spots?

22 MR. ULLENSVANG: I think there's the new
23 and previous.

24 MR. COOPER: Ah, okay. So the green
25 spots here, there, that's a green spot.

1 MR. ULLENSVANG: The plan has a map
2 somewhere that goes through what each -- the objective
3 of each sample location.

4 MR. COOPER: Right. So there's, you
5 know, I think approximately eight to ten samples that
6 are going to be taken, and estimated sediment removal
7 area and buffer -- we're checking this -- this zone
8 here to see -- I guess the original characterization
9 data was not great, so we're just kind of double-
10 checking it to make sure are we going to dig in this
11 zone or do we need to dig closer to the shore, and --

12 MR. DIES: How deeply are you going to
13 muck up the sediment?

14 MR. COOPER: For the samples?

15 MR. DIES: No.

16 MR. COOPER: Oh, for the excavation?
17 Oh, man. For the contaminated zone -- well, that's
18 what some of our new samples will give us an idea of
19 the thickness, but it's, you know, a good --

20 MR. ULLENSVANG: Four to six feet.

21 MR. COOPER: Four to six feet?

22 MR. ULLENSVANG: I think so.

23 MR. COOPER: Yeah.

24 MR. ULLENSVANG: And there's some areas
25 where the depth isn't confirmed.

1 MR. COOPER: Right.

2 MR. ULLENSVANG: One of those areas
3 where there isn't control on the depth, there will be
4 new samples collected in those areas to confirm that
5 those depths are accurate for contamination.

6 MR. COOPER: Okay.

7 MR. BERMAN: Craig, is there a specific
8 set of COCs that you're looking for or are you just
9 going to do some exploratory, also?

10 MR. COOPER: It's metals and pesticides.
11 I don't think we're -- other than the hazardous waste
12 stuff, I don't think we're testing for anything other
13 than --

14 MR. BERMAN: Have you particularized the
15 metals or --

16 MR. COOPER: Oh, it's a scan.

17 MR. BERMAN: Oh.

18 MR. ULLENSVANG: I believe there may be
19 some reduction in some samples where there's going to
20 be control, and there is a table in there that you can
21 look at that goes through each of the samples and what
22 the objective of that sample.

23 Craig, I mentioned this was on the Web.

24 MR. COOPER: I believe so. I can
25 double-check that. If it isn't, it will be on

1 tomorrow.

2 MR. ULLENSVANG: It's not a big job.
3 It's on a table that very nicely identifies each of the
4 samples and what's going to be tested on that sample.

5 MR. BERMAN: That means it's all been
6 predetermined?

7 MR. COOPER: Oh, yeah.

8 MR. ULLENSVANG: Some it's done in the
9 field, but in this case, you can pull a boring out and
10 show the samples.

11 MR. COOPER: So, yeah. As -- I think we
12 did this type of characterization work back in 2000 our
13 first time, and it's done by a boat.

14 MR. ULLENSVANG: Yeah. We actually did
15 two samples out, and they'll put a pontoon boat out in
16 the lake and it's a fiber core. It's like an aluminum
17 pipe that goes around. We are --

18 MR. BERMAN: Has anyone determined how
19 old the -- the lake is?

20 MR. ULLENSVANG: How old is lake is?

21 MR. BERMAN: Yeah. Is it -- is it
22 fairly recent by, you know -- in the sense of --

23 MR. ULLENSVANG: I believe there's been
24 work on that, but I'm not sure.

25 MR. COOPER: Yeah. I think the

1 original -- the Spanish, didn't they add -- one of
2 their logs from one of the settlers had a note.

3 MR. ULLENSVANG: It's definitely
4 hundreds, but I think Sam's asking whether it's
5 thousands or --

6 MR. COOPER: Oh.

7 COMMISSIONER FRY: It's a relatively
8 recent part of the City, so I would suspect it's more
9 than 6,000 years old.

10 MR. DIES: 200 to 6,000.

11 MR. ULLENSVANG: There has been some
12 work done.

13 MR. COOPER: Speaking of which -- and
14 I'm not an expert on item number 4, but this whole
15 archaeological study, I'll talk about that in a second.

16 MR. BERMAN: That's what I was asking,
17 you know. If the lake was really ancient, like 50,000
18 years.

19 MR. COOPER: Right.

20 MS. TRIGIANI: There might be gold in
21 there.

22 MR. BERMAN: Yeah, but Caltrans will
23 claim that.

24 MR. COOPER: So basically we'd like to,
25 you know, go ahead and sample the lake, you know, one

1 more time and, you know, again -- so to answer question
2 number one, we're going to determine the lateral and
3 vertical expanse of pesticide contamination.

4 We're hoping this is the last sampling
5 event before we go to, you know, submit a final RD to
6 Bob and Jim and get this, you know, thing going.

7 So if you see the film sampling plan or
8 you see something that we're missing here, we'd really
9 like this to be the last event.

10 You know, there's a lot of work that is
11 involved in preparing a field sampling plan in general,
12 but an extra amount of work that's involved because of
13 sampling lake sediment and getting the boat and getting
14 approvals and all that kind of business.

15 So then to answer the second question
16 regarding off-site disposal costs, this is where we're
17 going to sample it for the TCLP, and the WET test for
18 the State and just give us an idea of what kind of
19 material we're going to be dealing with after we
20 dewater it so we can get an idea of which landfills we
21 might have to go to.

22 And the third one regarding reuse. You
23 know, a bit of a pipe dream at this point, but we're
24 hoping that maybe if some of the sediments don't turn
25 out to be hazardous waste, once dried, maybe we can use

1 them for some other beneficial use instead of just
2 dumping them in the landfill, and so we're going to get
3 some physical properties regarding the sediments, and
4 not only will it help us with reuse, but it will also
5 help us get some idea of on how well the sediments may
6 drain the -- the water that's draining out, and so that
7 will help us decide what kind of water treatment we
8 might have to do when the water drains out of the
9 sediment pond, you know. Do we have to treat that
10 before the water goes back into the lake or et cetera.

11 And then fourth is a project is --
12 regarding these pours for archeologists. I wish --
13 Terry Thomas is the person that actually approached
14 Chris and I regarding this, and Terry was approached by
15 UC-Berkeley, I believe, and the folks that brought us
16 the contaminated -- that notified us of the
17 contamination in the first place. They called again
18 and said, "Hey, we'd like to get back in the lake and
19 pull some more samples," and we said fine. We're
20 developing a work plan, you know, ourselves, and so
21 we'll pull the cores for you, and their cores actually
22 go down deeper, and I forget exactly how deep. Twenty
23 feet, I believe, something like that, and those course
24 are going to be sampled -- I believe it's a carbon
25 test? Yeah.

1 And they're looking -- well, we should
2 bring Terry Thomas to -- if you're really interested in
3 the archeology study that UC-Berkeley is doing on the
4 work, let me know and we can bring Terry for five, ten
5 minutes to talk about this, but I'm pretty sure they
6 want -- UC-Berkeley folks want to study -- oh, Mark
7 might know.

8 MR. FREY: The primary goal is sort of a
9 fire history of the area and each lake sediments will
10 collect those charcoal residue from burn materials,
11 what sort of material it was and when it was.

12 MR. COOPER: Right. There's like carbon
13 from burning.

14 MR. FREY: Just ash and stuff.

15 MR. COOPER: That's been in the
16 atmosphere for hundreds of years, and so --

17 MR. FREY: This is more like even the
18 big fire comes to the Peninsula in 1403 and collects a
19 little layer in the lake --

20 MR. COOPER: Oh.

21 MR. FREY: -- and this is from
22 approximately --

23 MR. COOPER: So it's from forest fires,
24 because then we can answer Sam's question. There's
25 been fires like that going on for thousands of years.

1 MR. BERMAN: Right, or you might find
2 some meteor deposits.

3 MR. COOPER: Right. So anyway, that's
4 the general nature of the UC-Berkeley is to look for
5 charcoal, you know, layers of charcoal in the sediments
6 of Mountain Lake and they'll analyze it for previous
7 fires and maybe get an idea of the age of the lake and
8 et cetera.

9 There you have it.

10 Any other Mountain Lake questions or
11 stories that we need to tell at this point before we
12 jump into other projects?

13 FACILITATOR KERN: Just sort of a
14 general question. It seemed like the last Mountain
15 Lake investigation did a lot.

16 MR. COOPER: Mm-hmm.

17 FACILITATOR KERN: So I'm kind of
18 surprised that there needs to be another one.

19 The reason that this one is going is just
20 further delineation --

21 MR. COOPER: Well, the pesticide data's
22 pretty -- pretty thin, so even though we've run into
23 metals testing, too, but that's -- that was one of the
24 big drivers.

25 I know that Bob has mentioned that a

1 couple times that he wanted some better definition of
2 the pesticide data, and so one -- we kind of made that
3 decision that we got to go out there.

4 We kind of thought if we're going to
5 mobilize, what else would be nice to collect, to
6 collect some more samples.

7 FACILITATOR KERN: Do you have a feel
8 for what the cost of this investigation's going to be?

9 MR. COOPER: No.

10 FACILITATOR KERN: Order of magnitude?
11 Like 10,000, 50,000, a hundred thousand?

12 MR. COOPER: For the work plan, for
13 the -- all the work in the report, 150,000. I don't
14 know, yeah. I can ask Chris and get back to you on
15 that.

16 FACILITATOR KERN: Well, it's of
17 interest because it seems like for our, you know,
18 funding purposes as we look at all the sites, I'm
19 thinking about like Baker Beach 3. One of the things
20 that happened there was we needed additional sampling
21 to characterize slope stability issues.

22 MR. COOPER: Mm-hmm.

23 FACILITATOR KERN: And I don't know how
24 much that extra thing cost, but it's always some
25 substantial chunk.

1 MR. COOPER: Right.

2 FACILITATOR KERN: And it seems like
3 every site that we've done has had some extra thing
4 like that. I'm wondering if that's a cost that is
5 factored into our whole budget.

6 Is that --

7 MR. COOPER: Mm-hmm.

8 FACILITATOR KERN: Because there's a
9 pattern of these --

10 MR. COOPER: Absolutely.

11 FACILITATOR KERN: -- kinds of
12 investigations.

13 MR. COOPER: And they're concerning. I
14 will tell you. I don't know if the trust way back in
15 1998 was able -- in fact, I'm sure they weren't -- able
16 to predict oh, this project, we'll probably have to go
17 out and do two more rounds of samples. At this site,
18 you know, we'll have to do a cultural landscape
19 assessment or this one. No way. No one could be that,
20 you know, predictive.

21 So that's what you use contingencies for
22 and things like that.

23 MR. ULLENSVANG: And like at Baker Beach
24 3, for example, the feasibility study does include
25 allowance for detection sites as far as design. Now

1 how that compares in cost, I don't know.

2 FACILITATOR KERN: Right.

3 MR. ULLENSVANG: But there was some
4 anticipation of some work needing to be done at some
5 sites.

6 MR. COOPER: And in the feasibility
7 study. Maybe not the original hundred million
8 dollar -- yeah, cost estimate.

9 FACILITATOR KERN: So, you know, I know
10 they pretty much get committed to doing those kind of
11 things --

12 MR. COOPER: Yeah.

13 FACILITATOR KERN: -- but it would be --
14 now that we have some cleanups underway and several of
15 these required additional investigations --

16 MR. COOPER: Right.

17 FACILITATOR KERN: -- does that -- is
18 that going to be a factor down the road?

19 MR. COOPER: Right.

20 FACILITATOR KERN: So it's just --

21 MR. COOPER: It's a really good point,
22 Doug, and when we get to budget, you know, for the
23 folks that weren't at the RAB committee meeting -- I
24 don't have a handouts, by I'll talk about the projects
25 and the accounting that we're doing for each site and

1 really try to get at these, all these little add-on
2 investigations that are coming up.

3 FACILITATOR KERN: That's kind of what I
4 had in my mind when I was thinking about the budget
5 thing coming up and talking about what -- how we might
6 be able to ask those kind of questions effectively if
7 Allen at some point, you know -- how does this extra
8 investigation really fit into the budget? Do we need
9 to add ten percent contingency across the board and
10 therefore do we need to have a ten percent cut of
11 everything else to get that back?

12 I don't know, so --

13 MR. COOPER: Mm-hmm. Okay.

14 MR. DIES: Could you go back to the map?

15 MR. COOPER: Sure.

16 MR. DIES: Where's the Caltrans area?

17 MR. ULLENSVANG: I don't think you can
18 separate that from --

19 MR. DIES: Well, no.

20 MR. COOPER: Just in general where the
21 storm drain is?

22 MR. DIES: Yeah.

23 MR. COOPER: I don't think they're shown
24 on this map, but --

25 FACILITATOR KERN: Something like that.

1 MR. DIES: Can you say what it is given
2 our pressure on Caltrans lately?

3 MR. COOPER: It doesn't look like it.
4 We're already accepting that as a done deal.

5 MR. DIES: Okay.

6 MR. COOPER: Yeah.

7 MR. DIES: We want to move closer to --

8 MR. ULLENSVANG: I don't think there
9 will be an additional sample provided.

10 MR. COOPER: Yeah.

11 MR. BOGGS: Along those lines, was that
12 going to be considered as any of the objectives for
13 being able to down the road ascertain which portions
14 you would attribute to Caltrans versus the golfcourse
15 runoff?

16 So that if future legal proceedings do
17 happen, you have some data to support the separation,
18 whatever division you guys think is appropriate.

19 MR. COOPER: Nice. That's a good --
20 that's a good question.

21 MR. DIES: That's in discussions when we
22 get to Bob's question. I second his question. That's
23 exactly why you might want to drill 1 or 2 closer to --

24 MR. ULLENSVANG: One thing you might
25 want to do is with the current data, you can't really

1 tell where the pesticides are in the lake, and
2 pesticides are likely not -- are not as likely from
3 Caltrans as they might be from other sources.

4 MR. DIES: Understood.

5 MR. ULLENSVANG: So by knowing where the
6 pesticides are, you might be able to tell whether they
7 are collocated with metals or from a different area
8 than the metals which might help better understand
9 where the deposits were made, and without that, the
10 sampling data, the sites really do not tell you where
11 they are, which is why Bob had the question.

12 It tells you a few places where they are.

13 MR. DIES: Well, I was more concerned
14 about the COC/metals, if you can prove the gradient was
15 a higher concentration from Caltrans, that would make
16 me feel better talking about Caltrans.

17 MR. BOGGS: That, right at the storm
18 drains themselves is where we have the highest
19 concentration.

20 MR. COOPER: Yeah, because --

21 MR. BOGGS: However --

22 MR. DIES: If you're out there in the
23 boat, anyway,

24 MR. ULLENSVANG: This will fill in data
25 where there are holes in the matrix.

1 MR. DIES: Anyway, why don't you look at
2 the matrix.

3 MR. COOPER: Especially with respect to
4 Bob's question, it's a good one, so --

5 MS. PASSERO: I just wanted to add it
6 does seem like, though, once you get this information,
7 if they are linked to maybe other parties, that it does
8 give you sort of like a pie of, you know -- of all the
9 responsible people, you can divide up or if there's a
10 total sum to clean it all up, maybe the total portion.

11 MR. COOPER: Right.

12 MR. DIES: We gave you a political
13 agenda, as well.

14 MR. COOPER: Right. Yes, you did.

15 MR. BERMAN: Can you really tell from a
16 pesticide examination something about the time scale of
17 the -- of the -- of the pesticides? Because the
18 golfcourse is --

19 MR. COOPER: Well --

20 MR. BERMAN: Has had different
21 ownerships in the past, and as a legal issue, if you
22 can't really pinpoint a time frame, I think it's --

23 MR. BOGGS: Well, the Army's responsible
24 for the Presidio in the first place. Now whether the
25 Army chooses to go after a previous operator of the

1 golfcourse, that would be then on the Army, but it's
2 kind of carried from the Army to their MOA with the
3 trust, et cetera, as far as Mountain Lake is one of the
4 listed sites in the MOA.

5 Certain pesticides, you can tell certain
6 things. That were pesticides that were used for
7 certain periods of time and then became banned.

8 If they wanted to get to that detail, I
9 think what is more important is learning where the
10 pesticides are so that they know where they have to dig
11 up the lake, and then my question is more about well,
12 where are the pesticides versus -- which you cannot
13 easily attribute to Caltrans, most likely you cannot,
14 versus what you can attribute to Caltrans and where
15 they're located, what kind of volume that represents,
16 the two types of contaminated materials, and also where
17 they're co-mixed.

18 They're just questions that often come up
19 later down the line when there's PRP proceedings and
20 they have these discussions on financially who's
21 responsible.

22 MR. COOPER: Right. Okay. Landfill E.
23 We did discuss landfill E at the May RAB committee
24 meeting, and the trust presented kind of basically
25 schematics of the alternatives that are going to be

1 analyzed in more detail in the formal feasibility
2 study.

3 So we passed around copies of those
4 schematics and kind of talked about them a little bit
5 more and now CH2M Hill has been given the green light
6 to go ahead and start working on the feasibility study
7 itself and, you know, we can check in with the RAB
8 along the way, but the next major milestone in this is
9 to tell Hill to send the internal draft of the F/S to
10 the trust and for us to look at. That's the entire
11 draft F/S.

12 And I'll talk about schedule a little bit
13 later. I know that the current deadline for me to send
14 it to Bob -- not, you know, much less just for our
15 contractor to send it to Brian and I -- is June 30th,
16 and so we're obviously not going to make that deadline,
17 and I need to talk to Chris about what -- what deadline
18 are we willing to commit to for sending the feasibility
19 study to the DTSC and the Regional Board later on this
20 year.

21 It should be this year.

22 FACILITATOR KERN: I suppose there's a
23 few things we could talk about when it comes to
24 landfill E, but with respect to your slide, when you
25 say "internal draft F/S," that would typically, you

1 know, outline the alternatives and then do like a
2 complete analysis of the alternatives?

3 MR. COOPER: Yeah. It's like a
4 preliminary draft of the F/S.

5 FACILITATOR KERN: Would you necessarily
6 select a preferred alternative at that stage?

7 MR. COOPER: You mean recommended
8 alternative? Mm-hmm, yes.

9 FACILITATOR KERN: So.

10 MR. COOPER: But it's -- internal draft,
11 sometimes, you know, for -- you know, we comment on the
12 consultant's -- Brian and I comment on the consultant's
13 draft and not too much changes and sometimes we comment
14 and it all gets turned upside down, and so --

15 FACILITATOR KERN: I guess the -- where
16 I'm going with this -- trying to be as straightforward
17 as I can about the question -- is a lot of the effort
18 with landfill E has been to get a set of alternatives
19 out on the table that could be analyzed and then
20 discussed.

21 MR. COOPER: Mm-hmm.

22 FACILITATOR KERN: So if the next
23 milestone is to get the -- sort of the analysis with
24 the preferred alternative, then it will kind of already
25 have been decided in some sense what the preferred

1 alternative is.

2 MR. COOPER: Mm-hmm.

3 FACILITATOR KERN: And so I'm -- I guess
4 I'm proposing that if there could be some analysis that
5 is, you know, across the board to put out there so we
6 could all examine it and discuss it, that -- that would
7 be something I would personally advocate for simply
8 because if you choose something internally and then we
9 look at the analysis, it becomes perhaps not as
10 collaborative.

11 MR. COOPER: Mm-hmm.

12 FACILITATOR KERN: Maybe.

13 MR. COOPER: Let me -- I think by the
14 time we -- um. Bob's going to want to know what we're
15 recommending, I mean, when we send it out, but let me
16 think how we can do that.

17 FACILITATOR KERN: Yeah, and it's just a
18 proposal at the top of my head trying to think through
19 how this would go, how would we discuss it with you if
20 you kind of already internally decided what you want to
21 do.

22 MR. COOPER: Mm-hmm.

23 FACILITATOR KERN: How would we have
24 some input into that.

25 MR. COOPER: Yeah. It's going to be

1 tricky because the nine criteria -- even if we didn't
2 put, you know, little asterisks next to alternative
3 whatever, 14A, you know, saying this is the preferred
4 recommendation, when you need through the nine criteria
5 analysis, that's going to be still our -- you know,
6 we'll be able to read how we feel about -- how each
7 alternative fairs.

8 MR. BOGGS: Maybe -- maybe what we could
9 do is just have them put a graph -- it's usually a
10 separate chapter where they do the detailed analysis
11 with the nine criteria, and it's usually another
12 chapter where they do the comparative analysis and
13 actually select the preferred all alternative.

14 Maybe just at this detailed analysis
15 chapter they could have a presentation at one of the
16 RAB community meetings, get that out a week or two in
17 advance of the meeting and then we can have a
18 discussion on their analysis, see if that needs to be
19 changed, but you're right in that oftentimes that
20 analysis points to a preferred alternative.

21 MR. COOPER: Mm-hmm.

22 MR. BOGGS: But there might be some
23 input that changes some of that point that you would
24 get.

25 MS. WRIGHT: I just want to say that

1 sounds great. I sort of assumed at the last meeting
2 when CH2M Hill brought the schematics, I thought the
3 next step would be to kind of see a little analysis of
4 each one. I thought they'd say, "Okay. Are these the
5 ones that we should go ahead and study?" and I figured
6 we would get that detailed analysis.

7 If there was enough time in this process
8 to do that at maybe the next RAB committee meeting,
9 that would be fabuloso.

10 MR. COOPER: Okay. Let me see how that
11 would work. I think it's -- without -- yeah.

12 FACILITATOR KERN: Do you know if the
13 trust has already selected an alternative?

14 MR. COOPER: No.

15 FACILITATOR KERN: Okay.

16 MR. COOPER: How can we? We're just
17 starting to do our analysis.

18 FACILITATOR KERN: I was checking.

19 MR. COOPER: The recommended part is --
20 you know, that's in the F/S guidance, you know, when we
21 issue the feasibility study to show what the
22 recommended alternative is, but that's a traditional
23 process, but let me -- let me talk to Chris and see
24 what we can do --

25 FACILITATOR KERN: Yeah. Jack.

1 MR. LUIKART: Has -- has the trust
2 decided what to do about the Morton Street fields?

3 MR. COOPER: You mean as part of the
4 Tennessee Hollow?

5 MR. LUIKART: Yeah.

6 MR. COOPER: That's an EA that is under
7 consideration right now, I think.

8 MR. LUIKART: Because part -- part of
9 the deliberation here is how to create ballfield
10 space -- right -- or not, and Morton Street is the
11 alternative to ballfields.

12 MR. COOPER: Well --

13 MR. LUIKART: Right?

14 MR. COOPER: No. The land use -- right
15 now for landfill E is ballfield.

16 MR. LUIKART: And what is Morton Street
17 in the future?

18 MR. COOPER: Right now it is ballfield,
19 but I think that through -- through the Tennessee
20 Hollow EA, they're considering a change there.

21 MR. LUIKART: To -- to what?

22 MS. BLUM: It's come out.

23 MR. COOPER: Restoration, yeah.

24 MR. LUIKART: If we were to achieve
25 maybe an objective to restore landfill E to its natural

1 state, the ballfields could be still retained at Morton
2 Street; couldn't they, or is there already a decision
3 made as to where -- as to what usage that's going to be
4 in the future?

5 MR. COOPER: I don't think the
6 decision's been made. I think that's what the
7 environmental assessment process, Tennessee Hollow
8 alternatives analysis is about.

9 MR. LUIKART: There must be someone
10 motivated to determine what -- what Morton Street is --
11 is going to be in the future?

12 MR. COOPER: Right.

13 MR. LUIKART: Do you have any idea?

14 MR. COOPER: Well, the -- the trust has
15 taken a look at this as a smart place to have a
16 ballfield, or is it a better -- will we get more bang
17 for our buck to change that to a restored -- natural
18 restored area, and the thing is if we do bump that,
19 then you're right. It does bump -- then where are we
20 going to provide those ballfield users a place?

21 MR. LUIKART: It's -- it's just a
22 suggestion, but if we're trying to restore -- if our
23 objective is to restore landfill E to a natural state
24 and the ballfields tend to disrupt that accomplishment,
25 then could the ballfields be retained at Morton Street

1 with some long-term leases to the local schools, et
2 cetera, and allow them to do a total, you know,
3 renovation of the field so that they're not damp and
4 unusable in the months of February and March and April
5 when you want to use them for soccer and lacrosse and
6 things like that.

7 MR. COOPER: Mm-hmm.

8 MR. LUIKART: But you'd have to go
9 through a whole process there. I just wondered if
10 there was anything cast in cement yet and --

11 MR. COOPER: No. I believe --

12 MR. LUIKART: And if not, what are the
13 alternatives?

14 MR. COOPER: Okay. I am -- we can --
15 I'm not an expert on the Tennessee Hollow EA. That's
16 the environmental assessment where they're looking at
17 various alternatives for the whole -- you know, where
18 do you want to put ballfields, et cetera, how are we
19 going to set up these pairing corridors and have
20 pathways for, you know -- habitat pathways for the --

21 MR. LUIKART: But that seems --

22 MR. COOPER: -- ecological --

23 MR. LUIKART: That seems to be --

24 MR. COOPER: It's all in that kind of
25 environmental document. It's just -- you know, our

1 program is, you know, dealing with what the current
2 land use is and for our remediation sites and the
3 planned future anticipated land use, and in the
4 Tennessee Hollow EA, I think they say that Pop Hicks
5 Field is currently a ballfield, and in all of their
6 alternatives -- correct me if I'm wrong -- all the
7 alternatives keep Pop Hicks Field as a ballfield.

8 MS. TRIGIANI: All the alternatives?

9 MR. COOPER: No. That's why I say
10 correct me if I'm wrong.

11 MR. COOPER: Mark, do you know?

12 MR. FREY: I can't remember for sure. I
13 would just say that if -- if the plans were for not a
14 ballfield, that would put additional pressure to make
15 those areas -- those areas in Tennessee Hollow
16 ballfield. There's desire to not lose any ballfields.
17 In fact, we're trying to create more ballfields.

18 MR. LUIKART: Right.

19 MR. FREY: So Anywhere you assure there
20 isn't one, you increase the pressure.

21 MR. LUIKART: We're just asking a
22 question for what the alternatives are now for landfill
23 E and have those decisions been made, and --

24 MR. COOPER: Right.

25 MR. LUIKART: -- it appears as though --

1 what I'm hearing is all of the alternatives for
2 landfill E are some form of athletic facility.

3 MR. LUIKART: Right. Keep it at the
4 current land use.

5 MR. BERMAN: I don't think that's what
6 Hill said, though. I don't mean to interrupt you, but
7 they listed about seven different alternatives, and one
8 of them was a natural restoration without a ballfield.

9 MR. COOPER: Correct, and I -- just to
10 clarify, that is not consistent with the current or
11 future anticipated land use.

12 MR. BERMAN: But we did not hear from
13 them at the -- at the committee meeting on the 27th of
14 May that they would not include that in this report, in
15 this internal draft.

16 MR. COOPER: They are going to include
17 it.

18 MR. BERMAN: Yes.

19 MR. COOPER: But in the analysis, you
20 will have to -- have to admit that the full excavation
21 and native plant restoration is not consistent with
22 land use, current and future, so --

23 MR. LUIKART: Sam, we're talking about
24 two different resources. CH2M Hill has many
25 alternatives, but the trust itself has another

1 motivation.

2 MR. BERMAN: Yes, but that require --
3 that's an issue that we tried to deal with at the
4 committee meeting, which was -- and we asked Hill to
5 interact with the Tennessee Hollow people --

6 MR. COOPER: Right.

7 MR. BERMAN: -- in their planning in
8 order to have some -- some more holistic view of that
9 whole area and not to divide it up as you carefully
10 indicated here, and I think Hill -- we made that
11 request to Hill and they said they were going to talk
12 to people who were involved in the Tennessee Hollow
13 restoration.

14 MR. COOPER: Right.

15 MR. BERMAN: And it seems to me that --
16 that maybe we're just blowing hot air.

17 MR. COOPER: No. That happens. I would
18 at least agree that between the Hill person sitting
19 there, Chris Nelson and the Tennessee Hollow folks. I
20 just don't recall that the Tennessee Hollow -- and if
21 Jack's question is not on that, the full restoration
22 alternative is staying in our feasibility study.

23 We've committed to do that. We're going
24 to do that. We're going to do it. We're going to
25 analyze that alternative, so --

1 Are you okay with that, Sam?

2 MR. BERMAN: No, I --

3 MR. COOPER: I want to make sure that we
4 have not changed our mind on the full restoration
5 alternative.

6 MR. BERMAN: I know.

7 MR. COOPER: I just want it to be clear
8 to everyone. It's not consistent with the land use.

9 MR. BERMAN: Right. But that's what's
10 so bothersome. You're -- you're requesting Hill to
11 include it in the F/S and analysis, which is not part
12 of the land use plan.

13 MR. COOPER: Well --

14 MR. BERMAN: Well, I -- I'm just
15 confused as to what the politics of that means.

16 Are you just conveniently addressing that
17 to get a RAB off your back? I mean, I -- I really
18 don't understand the consistency of a general operation
19 which says, "You analyze that, put that in the report,
20 but don't worry about it. It's not consistent with the
21 land use plan."

22 MS. TRIGIANI: But it can happen.

23 MR. BERMAN: Right. I mean, something
24 is just not -- it doesn't hang together in -- in any
25 logic there.

1 MR. COOPER: Well, two responses to
2 that: Number one, we're doing it because we are -- you
3 know, the RAB thought it would be a good idea to do it,
4 and number two, let's say if the remediation program
5 did come up with a remedy that ends up being not
6 consistent with land use, but a lot cheaper or this
7 great idea, it allows us to maybe think outside the box
8 in this one particular case.

9 I agree with you. It's extremely unusual
10 and probably a little bit unprecedented to consider an
11 alternative that's not consistent with our future land
12 use.

13 MR. ULLENSVANG: I think there are quite
14 a bit that we've done. A lot of the capping
15 alternatives were not consistent with the land use.

16 MR. COOPER: Oh, yeah. That's good.

17 MR. ULLENSVANG: I think that it is
18 something that is done, as Craig says, so you get a
19 full range of alternatives and you haven't
20 predetermined what you're going to pick and maybe miss
21 an elegant solution in the process.

22 FACILITATOR KERN: Mary and then Jack.

23 MS. TRIGIANI: I would like to know -- I
24 don't know how we're going to do this, but I want to
25 understand. I want it on paper in front of me in a

1 timeline at what points are these decisions made and
2 where can we intersect in that process?

3 Because I -- I have no doubt that with
4 our input especially we're going to come up with an
5 elegant solution to landfill E.

6 What I am concerned about is whether that
7 elegant solution is ever going to arrive on the desk of
8 the planning chief here at the trust.

9 I'm very concerned about that, and I get
10 more worried about it at every meeting, and Sam's
11 raised the questions, Jack is asking logical questions
12 and you're answering them, but I still feel when I
13 leave here and go home at night that, you know, some
14 decision's going to get made and -- and we're out of
15 the loop, the public's out of the loop and all of the
16 elegant solution alternatives are out of the loop
17 because -- because there is something already afoot
18 that we don't know about and we can't climb into.

19 MR. COOPER: Mm-hmm.

20 MS. TRIGIANI: I feel like are these
21 decisions already made and we don't know about?

22 So Doug, this question is primarily for
23 you, RAB veteran.

24 Is there some way we can -- we can
25 petition or interact in a more official way so that we

1 understand exactly when decisions are going to be made
2 at what point that affect the final decision on
3 landfill E, and who those parties are?

4 I'm hearing that there's a Tennessee
5 Hollow group. I'm sure the planning team is all over
6 this.

7 MR. COOPER: Mm-hmm.

8 MS. TRIGIANI: So I just want a briefing
9 of some sort very quickly on this.

10 FACILITATOR KERN: Well, I'll come back
11 to that.

12 MR. COOPER: Can I respond real quick?

13 FACILITATOR KERN: Yes.

14 MR. COOPER: If we come up with some
15 elegant solution that we're all rallying behind or for
16 landfill E and some other part of the trust comes back
17 and says, "No way," that's my fault, because I need to
18 communicate. We in the trust need to be communicating
19 with each other about what other departments are doing.

20 MS. TRIGIANI: It's not an issue of
21 fault.

22 MR. COOPER: I would be shocked. I
23 would be pissed off if someone did that.

24 MS. TRIGIANI: You wouldn't be shocked.

25 MR. COOPER: We're going to do the best

1 we can in communicating internally. Letting the
2 Tennessee Hollow group know, letting the planning
3 department know, the same type of presentation we did
4 for them.

5 MS. TRIGIANI: What are they letting you
6 know? What are they letting you know? I know --

7 MR. COOPER: Oh, well --

8 MS. TRIGIANI: I know what you're
9 telling them.

10 MR. COOPER: They're letting me know
11 that Pop Hicks --

12 MS. TRIGIANI: What's the process?

13 MR. COOPER: They're letting me know
14 what's coming out of the Tennessee Hollow EA.

15 Getting back to Jack's question, are we
16 anticipating a land use change at Pop Hicks Field,
17 landfill E. That's really what the basis of Jack's
18 question is, and right now, no.

19 The EA the Tennessee Hollow, the Presidio
20 Trust put out for Pop Hicks Field keeps it in a
21 recreational type land use.

22 MS. TRIGIANI: So back to Sam's
23 question. Why are we jumping through hoops to find the
24 most elegant solution?

25 MR. COOPER: Just like what Brian said,

1 because we might stumble upon some great idea. Then I
2 would -- for that one to work and if it is inconsistent
3 with land use, I would have to go back to the planning
4 department and request a land use change --

5 MS. TRIGIANI: Mm-hmm.

6 MR. COOPER: -- to make this work.

7 So we're --

8 MS. WRIGHT: So you can do that? You
9 can request a land use change?

10 MR. COOPER: I can request it.

11 MR. DIES: I think the real question is
12 can we? Mary's frustrated because I don't think she's
13 happy with the designated land use.

14 MS. TRIGIANI: Well, wait a minute.
15 What I'm concerned -- no. I do -- I do -- you guys all
16 know that my thing is why can't we just bring it back
17 to nature, but if somebody were to tell me here's why
18 we can't, Mary, and we couldn't do the Morton Street
19 thing, we couldn't lease it, you know, I just want to
20 know -- I just want the facts before, you know -- I'm
21 very reasonable if I understand facts, but I feel like
22 I'm not getting all the facts.

23 FACILITATOR KERN: Okay. Sara and
24 then -- Jack I think was first and then Sara, please.

25 MR. LUIKART: Okay. I think you may be

1 the interface between us and the land use planning foe,
2 and I think that's probably appropriate, although it
3 might be ideal from our perspective to have some
4 furtherance of communication with them so we can
5 understand their mindset, desires, goals, because it's
6 very, very difficult for us to receive information
7 through you who only get little bits at a time, anyway,
8 and I'm not -- we're not trying to make this hostile;
9 we're just trying to figure out do they have plans for
10 the next three years that really negate everything that
11 we have decided to try to find alternatives to, and if
12 they think it's -- for two million dollars they can
13 restore the Morton Street area to a more natural state
14 and it might cost them seven million dollars to restore
15 landfill E, obviously that makes a lot more sense for
16 them economically and that may be what's driving them.

17 We just don't know what's driving their
18 choices, and if we knew what's driving their choices,
19 we'd have a better understanding of how to work with
20 them and resolve it and not go down, you know, kind of
21 dead ends, and I think that's where we're coming from.
22 That's all. It's -- we're just trying to get an
23 understanding of where they are.

24 MS. SEGAL: Well, we could have this
25 discussion for a long time.

1 In terms of driving choices, Jack raises
2 a point that -- it was sort of a hot button at the
3 committee meeting, too.

4 If Pop Hicks Field hasn't been used,
5 being used as a driving area by the police, that
6 shouldn't be available to them in the future, but if
7 it's -- if it does go back to a ballfield, it would
8 provide a ballfield use, soccer or whatever, baseball
9 or Little League which hasn't been there for a while,
10 but in terms of what people are thinking or everyone's
11 interest, Jack just raised, you know, the point about
12 leasing.

13 Remember -- I know we're involved in the
14 remediation of that, but if the Presidio Trust is
15 supposed to be making money in the year 2013, if
16 someone out there, the ballfield folks looking at the
17 dollar amounts that leasing -- I would not want to see
18 a lease -- exclusive lease or private school interest
19 for ballfields used, but, I mean -- out there in the
20 groups there's Tennessee Hollow, there's the ballfield
21 people, the restoration folks and the remediation
22 folks.

23 It's very convoluted and lots of issues,
24 and to -- to the extent we can get as much transparency
25 as possible, it would be really great.

1 MR. COOPER: Yeah.

2 MS. SEGAL: I think Jack raises that
3 issue to me, what are the dollar figures in terms of
4 ballfield use. I guess we should go to Morton Street.
5 I don't know that I've been there for the ballfield.

6 FACILITATOR KERN: Let me go to Karen
7 and then David.

8 MS. CLEEK: At one of our prior
9 meetings, it seems to me I remember someone saying that
10 they would lease out the ballfield and the income and
11 expenses would just about wash. So it doesn't sound
12 like because the ballfield is going to be a big money
13 maker.

14 MR. COOPER: You're right.

15 MS. CLEEK: So what is the greater good
16 of having the ballfield? I mean, if it's not going to
17 really contribute to the -- the trust being self-
18 sustaining, what civic purpose do they see it providing
19 or why do they want it, I guess?

20 MR. BERMAN: There's a tremendous
21 pressure in San Francisco for recreational facilities
22 for sports. So there's a community out there that
23 feels that restoration to a natural site is -- would be
24 a great disadvantage to their desires.

25 So, you know, there's -- I mean, Sara

1 said that the central issue here is there's a lot of
2 competing concepts for this use, and I think people are
3 going to have to get together and somehow make a
4 logical and reasonable decision, but just because it
5 doesn't give any -- any increased income doesn't mean
6 that it doesn't service the community.

7 MS. CLEEK: But if it's a national park,
8 how much does it have to provide for the City of San
9 Francisco?

10 MR. BERMAN: Well, you know, I don't
11 think we're equipped to decide that. I think you got
12 to have the stakeholders come in and plead their case.

13 MS. CLEEK: That's what I'd like to
14 know.

15 MS. TRIGIANI: I'm not sure I still
16 understand who all the stakeholders are, and I feel
17 like there's someone somewhere who does, and I think
18 because of the role we play, we need to be identified
19 or clarified or recognized as -- as a particular
20 stakeholder group.

21 Maybe the thing is all of these groups
22 need to come together in one place and air this, but I
23 just feel like things happen before we -- we can ask
24 the questions we need to ask.

25 FACILITATOR KERN: Let me go to Dave and

1 I think there's some things I might be able to say that
2 might touch on all these comments.

3 So Dave.

4 MR. SUTTER: Yeah. I was just thinking
5 what would be the possibility as we go down the road,
6 and with the trust in mediation, considering the
7 alternatives for landfill E of including the planning
8 department, the appropriate people from planning in
9 these discussions and reviews.

10 Craig, would that be feasible? Would
11 that be useful?

12 MR. COOPER: Include someone from the
13 planning department to come here?

14 MR. SUTTER: Our discussions with you.

15 MR. COOPER: Yeah. Hillary Gittelman,
16 the head of the planning department, did come to the
17 committee meeting and that was back at one of our mini
18 kickoff meetings at the landfill E feasibility study
19 where they talked about PTMP, the Presidio Trust
20 Management, the Pop Hicks Field, because I know that
21 land use was a big topic for all of us, what does PTMP
22 really say about Pop Hicks Field?

23 She did talk about that, and Allison
24 Stone was the Tennessee Hollow staff person for the
25 trust who works for Hillary. Maybe I could bring her

1 to a future RAB meeting just for her to hear your
2 points, because I'm doing the best I can answering, you
3 know, your questions, but a lot of the questions are --
4 you're really bringing up is about Allison Stone's
5 environmental assessments for the Tennessee Hollow,
6 which I'm not an expert on.

7 She's had a couple of workshops, you
8 know, over the last couple of years about alternatives
9 for Tennessee Hollow and what they all mean, and I
10 think there's a draft EA out.

11 FACILITATOR KERN: It's not out.

12 MR. COOPER: It's not out. Okay.

13 FACILITATOR KERN: It's not written yet.

14 MR. COOPER: It's in the works. When
15 she comes, I'm sure she'll have another public meeting
16 when the draft environmental assessment comes out.
17 There's more opportunities.

18 That is your -- if land use is going to
19 change, it would probably include that mechanism.
20 That's my understanding is that that -- you know, the
21 original opportunity to comment on land use was in area
22 B of the Presidio, which is the Presidio Trust part
23 where we went out for the management plan, which is
24 about twelve years ago or so, but then since then when
25 we do these environmental assessments or segments of

1 it, we're basically rethinking and providing more
2 detail.

3 Because the Presidio Trust management
4 plan, if you read it, it's very broad. It gives a
5 broad, you know, direction about how we're going to,
6 you know -- what zones are set up for recreation and
7 what zones are set up for residential and what zones
8 are set up for forest, but then these little EAs that
9 are done are intended to provide more specifics.

10 So -- so PTMP is done, so there's no more
11 comment on that, but as these environmental assessments
12 come up and if you're interested in land use at the
13 Presidio, that's the forum to comment in what you think
14 land use is correct.

15 MR. SUTTER: Well, my suggestion is
16 involve the appropriate person or people from the
17 planning department in our discussions --

18 MR. COOPER: Mm-hmm.

19 MS. TRIGIANI: Regularly.

20 MR. SUTTER: -- on an ongoing basis so
21 they know what our concerns are and we know what the
22 planning process looks like.

23 MR. COOPER: Mark FreY's in the planning
24 department, but he's just in our native plant portion.
25 He's not a land use person.

1 Let me talk to Allison Stone. She's
2 pretty much the project manager of the whole Tennessee
3 Hollow process. We need all the bits and pieces, and
4 so I'll just -- it's up to, you know, you all if you
5 want her to come.

6 FACILITATOR KERN: I think that would be
7 helpful.

8 MR. DIES: I'd make one observation. I
9 think Tennessee Hollow might be tangential to the real
10 problem. I think there's a community liaison aspect to
11 the planning department that has made a commitment to
12 the City of San Francisco that so many ballfields are
13 created on the Presidio. That's the discussion we need
14 to have.

15 MS. TRIGIANI: Bingo.

16 MR. DIES: And Tennessee Hollow may or
17 may not be the location to fulfill that commitment. So
18 we need to know the community liaison aspect under
19 which they're operating.

20 If they made that commitment, I can live
21 with it, but I think Mary just wants to know what are
22 the facts.

23 MR. COOPER: Mm-hmm.

24 MR. DIES: And I'd sort of be
25 interested, too.

1 MS. TRIGIANI: Well, if I'm the only
2 one --

3 FACILITATOR KERN: If I could sort of
4 circle this back maybe to what sort of started off the
5 conversation when I asked Craig if we could sort of
6 look at that particular point in time where after the
7 analysis.

8 It seems to me that the remediation
9 department in good faith has now created a set of
10 alternatives that they may not be the exact ones that
11 happen, but they capture a lot of the elements.

12 I think there's seven alternatives in
13 there, and among those, you know, as we've been talking
14 at that some elegant solution may come out, by mixing
15 and matching from among us.

16 It's almost like all this time has gone
17 by to now finally get a chance to talk about it, and
18 that's why I asked that question if we could have a
19 chance to talk about it once the analysis is done
20 without making a decision because we've just started.

21 We've really just begun to get the
22 opportunity to discuss what could really work there,
23 and we're going to get a full cost analysis of all
24 these things.

25 I don't think we want to prejudge

1 anything yet, and that's why I wanted the opportunity
2 there.

3 So kind of to touch on some of the
4 comments that people have made, Allison is the project
5 manager. She is right in the middle of these competing
6 interests that have to do with recreational use and
7 natural use, and it's true that the GMPA, which is the
8 document that preceded the PTMP, had Pop Hicks Field
9 remaining as a ballfield and that's carried over and
10 that supposedly it's going to be a ballfield according
11 to everybody.

12 Well, it's not a ballfield. It's not
13 over until it's over in my view, and it seems that as
14 people have the opportunity to discuss all the options,
15 the best thing is going to happen because it's a
16 National Park and because it's a valuable property and
17 reasonable minds will prevail in all of this.

18 The first thing we had to have was these
19 options, and they finally came out in the remediation
20 department, and I really want to commend the department
21 for at least putting out this range that will be
22 analyzed.

23 The planning department was going to
24 stick with it's just going to be a ballfield, and
25 because of what Craig's group has done, they've gotten

1 involved. There have been meetings with the planning
2 department and the remediation department and now
3 they're finally considering having creek portions in
4 part of the design.

5 Now, I don't think the drawings that we
6 saw last time are like the end. They're just the
7 start. They're the beginning of the discussion.

8 I know that we got to see those and
9 within minutes people were firing questions at CH2M
10 Hill about well, how are you going to have a creek on
11 top of the landfill? How is that going to work?

12 And it was true. How is that going to
13 work? Maybe there's a way it could work. At least we
14 got that discussion started.

15 So I -- I would just like to say this
16 group, without being officially -- I mean, we are
17 officially recognized as the RAB and we are having a
18 tremendous amount of input into this process as it is,
19 and all we need to do is keep this going, attend these
20 meetings, attend the Tennessee Hollow Environmental
21 Assessment meetings and keep this discussion up.

22 Now, I think it would be a great idea to
23 have Allison come to these meetings and hear these
24 other opinions as they come up.

25 I also think it's really interesting at

1 another meeting I was recently at, somebody suggested
2 that there may be some changes in land use down on
3 Crissy Field as far as the fields down there, and that
4 was from a Park Service guy that I heard who had been
5 at a meeting.

6 Of course that's -- that area has been
7 under discussion for a long time about what -- what
8 good is being -- is going on with that massive green
9 field out there, that if you run on it, you'll break
10 your ankle, you know. You can fly a kite on it.

11 But, anyway, there's a lot of things that
12 people with reasonable minds can make recommendations
13 and get everything to work out in the end if we stick
14 with it.

15 So I think the discussion is starting.
16 All these comments are being heard. We need to keep
17 asking the questions and getting Allison to some of
18 these meetings will help.

19 Mary.

20 MS. TRIGIANI: Do I -- can I take a
21 moment to respond to --

22 FACILITATOR KERN: Yeah.

23 MS. TRIGIANI: Doug, with all due
24 respect on the process to date with all these
25 questions, I respectfully submit that we need to put a

1 process around this dialogue that heretofore has not
2 existed.

3 I personally do not want to rely upon
4 what people hear in conversations outside of these
5 official gatherings. I don't want to rely on the
6 significant amount of time that you and others are able
7 to or desire to put in on your own time in
8 understanding what's going on.

9 This -- this needs to become a bit more
10 formal. I don't mean bureaucratic. I mean direct and
11 candid, and I think Dave's question about having these
12 folks officially attend these meetings -- I have to
13 tell you that for two years, I've wondered why the only
14 folks that we see here are ourselves and the
15 environmental team. Maybe I'm missing something.

16 FACILITATOR KERN: No. I don't think
17 so. I think this site in particular is, you know, a
18 major intersection between land use and remediation.

19 MS. TRIGIANI: Mm-hmm.

20 FACILITATOR KERN: And they've both been
21 doing this to each other a lot. Well, these guys are
22 deciding. We have to wait until they decide, and so
23 we've been applying reasonable amounts of pressure to
24 try to get that understanding out in the public, and
25 I -- I wouldn't disagree with what you're saying, and

1 I'm pleased with at least we have some alternatives to
2 look at.

3 I think, again, I'm not going to beat
4 this up too much, but this is really the thing. Once
5 people start to understand what the alternatives are, I
6 assume all the ballfield advocates will mobilize.

7 Thousands of ballfield people will come
8 out, you know, pounding the table, you know, saying,
9 "We need ballfields," and then, you know, similarly the
10 restoration folks will -- that's really what should
11 happen. There should be more formal discussions about
12 all this until it settles into the appropriate things.

13 It's a National Park. It's for
14 everybody. It's not just for a few advocates here or
15 there.

16 I think I agree with what you're saying
17 and I think it's going to come because it's too
18 important to just have somebody sort of decide in a
19 back room.

20 MS. TRIGIANI: Well, I guess I still
21 haven't heard that there's going to be some action
22 point or action item that says that we are going to put
23 more process into this at least in communicating more
24 officially with the other stakeholders in this process.

25 And I just want to understand yes or no,

1 do they consider the things that we're addressing here?
2 This takes nothing away from the environmental team. I
3 want to help them. I want them at that table, and I
4 still am not convinced that these issues that are
5 addressed here are at the table fast enough or
6 efficiently enough, and let me add landfill E is not
7 the only thing on my radar screen.

8 I'm thinking about what's going on over
9 at the hospital, and, you know, at some point
10 something's going to come up with that graveyard issue.
11 I just know it, and why don't we kind of start getting
12 these things in a process of discussion.

13 So everybody knows how I feel. I would
14 love to hear if other people agree or disagree,
15 whatever. That's what I'd like to leave knowing
16 tonight.

17 FACILITATOR KERN: Well, I would invite
18 anybody to agree or disagree with Mary or we can bring
19 that up as a separate agenda item.

20 MS. TRIGIANI: Only if everybody wants
21 it. I think it's a vote item here.

22 MR. HULTGREN: Doug, I'm trying to
23 formulate this. I agree with Mary and I think this --
24 this problem has probably existed on any of the areas
25 we've dealt with.

1 It's just that the -- we haven't
2 confronted the land use issues because the areas we've
3 dealt with, the land uses have been compatible with the
4 restoration that we have recommended.

5 Now we're getting to a point where the
6 land use has made tentative perhaps decisions that may
7 be in conflict with some of the restoration decisions
8 that we're making, and it really to me raises the issue
9 which comes first, the land use determination or the
10 restoration, and I don't know that -- that the answer
11 to that is one or the other.

12 I think they have to be compatible in
13 some fashion and I think that's the problem. There's
14 no central body or person to make them compatible.

15 As an example, if we were told that the
16 absolute decision has been made for a ball -- for
17 ballfields, well, that would make our determinations a
18 lot more limited and a lot easier. There's certain
19 things that we would like to investigate that would be
20 out of the question there.

21 On the other hand, if we said well, the
22 only feasible restoration is taking it back to nature
23 and if we had the first shot at it, then that would
24 mean ballparks are out of the question.

25 You can't -- you can't say either one is

1 right, and I just don't think there's any kind of a
2 vehicle for coordinating these -- these concepts that
3 are in conflict.

4 FACILITATOR KERN: I suppose the only
5 additional bit of information that might help in that,
6 though, is if you have the costs of these different
7 things, it might help people weigh some of the
8 different --

9 MR. HULTGREN: Mm-hmm.

10 FACILITATOR KERN: -- things, and that
11 that's at least what we have potentially going here.

12 MR. HULTGREN: If we could get to them
13 with the costs before the absolute decision is made,
14 and I think there's some concern that maybe that
15 decision is made and we don't know about it and here
16 we're just spinning our wheels before coming up with
17 costs.

18 MS. BLUM: Additionally I think our job
19 is made much more difficult because we're not only
20 dealing with Tennessee Hollow. That's only one-third
21 with what we'll be dealing with.

22 To deal just with landfill E separate and
23 apart from site 1 and landfill 2 is to put landfill E
24 sort of in space, which goes back to what are the
25 plans. What -- are the land use plans set in stone for

1 this particular district?

2 And I don't think we can answer the
3 questions without dealing with the whole Tennessee
4 Hollow restoration program, and I personally would
5 support having someone who was in power from the
6 planning department to have open and honest discussions
7 with us on these issues because it would be very
8 valuable and it would save us all a lot of time, maybe
9 not so many headaches, but it would save us a lot of
10 time if we knew things were cut in stone.

11 MS. WRIGHT: I just want to comment to
12 that. I do feel like when we invited Hillary, I'm not
13 sure how many people were at the committee meeting
14 where Hillary attended. There was a discussion, and my
15 feeling was that she was reporting to us, not
16 necessarily there to listen to us.

17 MR. BERMAN: Absolutely. Absolutely.

18 MS. TRIGIANI: Absolutely.

19 MS. WRIGHT: She was there to report to
20 us, and I think one of the questions we asked was in
21 writing, I've seen the land use, the plan for the land
22 use is recreational use. I have not yet seen in
23 writing ballfield, but she specifically told us it was
24 going to be a ballfield, and I think there wasn't a
25 sense of dialogue.

1 And again, I don't mean disrespect, but I
2 think we've already attempted that. We had someone
3 come and we were reported to and then she left because
4 she had to go somewhere else.

5 So I think it's a good idea. I don't
6 think -- I mean, I guess I want to also address Mary's
7 point and say I don't disagree. I think people are
8 going to look at us as we're not the central body to
9 decide what happens until it's Tennessee Hollow nor do
10 we feel like they are.

11 It almost feels like a more senior body
12 needs to address a larger group. I would love to see
13 some sort of a larger more transparent discussion
14 taking place, but it seems to me so many of these
15 meetings are staged.

16 Again, no disrespect meant to the trust.
17 I think the trust staff is amazing doing what we're
18 doing, but it seems to me so many of these decisions
19 are made in these small little rooms, and these big
20 meetings where the public gets invited, you've got
21 paper on the wall. It's beautiful, but I don't ever
22 feel like any of that information is dialogue.

23 MS. TRIGIANI: But are --

24 MS. WRIGHT: I want to say I'm with you,
25 yes.

1 MS. TRIGIANI: You're saying, "Mary,
2 you're being naive"? Am I being naive?

3 MS. WRIGHT: No. I think I'm equally
4 frustrated as you are, and I think we have -- in the
5 RAB is a staff member who's listening with us,
6 listening to us, and is probably doing more than any.

7 We've got Brian from the National Park
8 Service, and I feel like they listen to us and then
9 they have to go back out there, you know, and I
10 wouldn't say forty hours a week. Probably more like
11 fifty or sixty hours a week and deal with the rest of
12 them and gets it done.

13 I guess that we have to trust that the
14 process is set up that way. We are community advisors,
15 the Restoration Advisory Board, and if we as individual
16 community members want to get out there and go to other
17 meetings, we can and hopefully will, but we have -- as
18 Restoration Advisory Board, we have to comment on the
19 cleanup and we have to try to influence land use.

20 MR. COOPER: You're right, Tracy. It's
21 really outside the scope of what we can really do.

22 MS. TRIGIANI: That's all I'm asking.

23 MR. COOPER: But there is this other
24 process out there, Mary.

25 FACILITATOR KERN: Let's get to

1 Michelle.

2 MS. PASSERO: There's a couple things.

3 I agree that maybe they are separate, but remediation
4 gets driven by the end use, and they need to flow
5 together. You can't really separate them.

6 But the other question I had is: Is it
7 possible to have someone from the planning department,
8 but with the notion of a dialogue, understanding that
9 that's what is --

10 MS. TRIGIANI: Yeah.

11 MS. PASSERO: -- asked for, because that
12 would be, you know, bluntly communicated.

13 Maybe we need it try it from that
14 standpoint to see if that is the understanding, and
15 with the background, some of the concerns that have
16 been raised, and then, you know, maybe from that evolve
17 with an independent process that helps us coordinate
18 these efforts.

19 FACILITATOR KERN: Gloria.

20 MS. GEE: I think along these lines,
21 could we propose that the land use of playing fields
22 could be an example, like a pilot of developing a
23 process that engages the different, you know, groups?

24 And I was thinking of what -- Doug, you
25 just mentioned -- you sort of sometime intimated this

1 might be of a possible ballfield use maybe in Crissy
2 Field. I don't know if that's what you're -- it would
3 be nice to know what are the options like from a top,
4 an aerial view of the Presidio, what are the possible,
5 you know, ways of placing the ballfield and satisfying
6 some of the recreational -- that need, and then you
7 know what are the different plots of areas that could
8 be considered and then one can make a more judicious
9 and rational way of saying well, for landfill E, it
10 would be this way and then for Morton -- or Tennessee
11 Hollow, or even Crissy Field is an option.

12 It would be useful to know that you have
13 a little list, and then we could address it in more
14 concrete and also have input from these other planning
15 or Tennessee Hollow groups.

16 This could be like a little pilot
17 approach, you know, like a little pilot or test thing
18 case of developing this type of process -- more of a
19 combined process.

20 I'm not saying that -- I don't think
21 everyone's interested in the board to say well, we want
22 to create -- re-create a new process and this is --
23 this is how we're going to stamp it out, but it would
24 be nice as a test case for this playing field to try to
25 see, you know -- working it differently so we can get

1 an elegant solution knowing all the different
2 possibilities of sites.

3 FACILITATOR KERN: Okay. Tony.

4 MR. Di STEFANO: I'd like to provide
5 another perspective to Sam's query, discussion of an
6 option as would seem to be not only to the land use,
7 and that would be if the land use changes, you've at
8 least done your analysis and you don't have to go back
9 to that original process when you identify what you can
10 do with that landfill.

11 So it's already there. That exercise is
12 already completed, and the reason that can be important
13 is because in many cases, land use does change.

14 If you look at what Doug says, a lot of
15 times this analysis is the starting point really.
16 Well, sometimes when the bureaucracy comes to us,
17 "well, this is what it's going to be."

18 They might be around only a couple years,
19 anyway, but they need to have something on paper just
20 for that draft environmental assessment and maybe
21 that's what they're speaking to at some points, because
22 I've seen many, many environmental assessments become
23 either environmental impact statements or have the
24 preferred alternative change after that minimum thirty-
25 day comment period where there's written comments

1 allowed from the public.

2 So that might be another starting point,
3 and that land use simply can change and therefore you
4 have your analysis from the beginning.

5 MR. COOPER: The actual guidance that we
6 follow, we in the remediation follow for the land use
7 is what is the current and the quote future --
8 reasonably future anticipated land use, to kind of
9 address Tony's point is we don't look at all possible
10 future land uses, that if there's a land use that's
11 reasonably anticipated, like it's in the works, it's a
12 year away, a couple years, the planning department's
13 working, then they know it's X, but if there's a good
14 chance it's going to go to Y, we in remediation, our
15 guidance says take a look at that, too.

16 But it doesn't say take a look at
17 everything because that would be really hard to
18 analyze.

19 So I think if we bring Allison, we can
20 ask her -- and I've done this, believe me, with Hillary
21 and Allison. Please explain to me the current and your
22 reasonably future anticipated land use for Pop Hicks
23 Field, and that's why I brought Hillary to a RAB
24 committee meeting and we can bring Allison and/or
25 Hillary to talk about that some more.

1 The way they're answering that question
2 is through the Tennessee Hollow Environmental
3 Assessment. They are presenting alternatives for
4 current and future reasonably anticipated land use for
5 the whole Tennessee Hollow watershed, and if you want
6 them to change an alternative, for example, have an
7 alternative that has restoration of Pop Hicks Field,
8 now is your chance to speak up, you know, and actually
9 now and during the public comment period on the
10 Tennessee Hollow Environmental Assessment.

11 FACILITATOR KERN: Mark and then
12 Michelle.

13 MR. FREY: A comment on public input.
14 Being in the planning department and seeing a lot of
15 these public comments come through, the public comments
16 are immensely important and absolutely change the
17 direction of projects.

18 So I encourage everyone, especially
19 during public comment periods, to comment.

20 MS. WRIGHT: So they're not staged?

21 MR. FREY: Definitely not.

22 MS. WRIGHT: I apologize.

23 MR. FREY: Once the comments are in,
24 this is what's going to happen.

25 MR. COOPER: To be frank, upper

1 management, they have opinions and board members have
2 opinions, but we staff members, you know, we can --
3 with community input, you know, they're not closed ear.
4 You got to get in there and challenge them with their
5 kind of legacy issues about, you know, how they think
6 things ought to be, but I just -- you know, I think
7 both trust staff, Park Service staff and the community,
8 don't be shy.

9 MS. PASSERO: This is one last question.
10 If we were going to follow through with getting
11 somebody from the planning committee to be a part of
12 the meeting, are you the best -- do you think it's best
13 going through you or should it be something coming from
14 the RAB itself, I guess, the method of delivery and the
15 impacts of that and what --

16 MR. COOPER: Oh, I'd like to make the
17 invitation. You know, I'm assuming we're not going to
18 talk about landfill E in detail at every single RAB
19 meeting, but maybe I could talk to Allison first and
20 see if she's willing to commit to some -- it will
21 probably be personal time to come and join us every so
22 often, you know, and let me just float that to her and
23 see how she reacts instead of getting her having to ask
24 Hillary and then it can get kind of crazy.

25 MS. WRIGHT: I don't know what we do

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2 opinions, but we staff members, you know, we can --
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21 probably be personal time to come and join us every so
22 often, you know, and let me just float that to her and
23 see how she reacts instead of getting her having to ask
24 Hillary and then it can get kind of crazy.

25 MS. WRIGHT: I don't know what we do

1 with the transcripts of the meeting, but since we are
2 getting it all recorded, maybe we could share parts of
3 it --

4 MS. TRIGIANI: I'd like to share the
5 whole thing.

6 MS. WRIGHT: -- with the staff members.

7 MR. COOPER: That's a great idea.

8 MS. TRIGIANI: I'd like to say as
9 follow-up with the question, Michelle, my desire is to
10 have representatives of the appropriate departments at
11 every RAB meeting, every public meeting.

12 That is my request as a RAB member, and
13 I'd like to repeat. I am surprised that we're not --
14 that they haven't been at every meeting.

15 FACILITATOR KERN: Well, let's see.
16 That was slide number three out of about twenty.

17 MR. COOPER: Should we take a break?

18 FACILITATOR KERN: I would propose a
19 little break there and we can lick our wounds and come
20 back. In about ten minutes.

21 (Recess taken).

22 FACILITATOR KERN: That was quite an
23 extensive discussion for a one line item on the slide.
24 Now we're on feasibility study for landfills 8 and 10,
25 and of course we could be here till -- we'll move

1 along.

2 MR. COOPER: Right. I'm just going to
3 start talking and we'll go from there.

4 Okay. Landfills 8 and 10. We, the Park
5 Service and the trust are looking at an internal draft
6 F/S right now. We provided lots of comments to the --
7 our consultant, Torr & Tonowski, and they are basically
8 rewriting it and we're looking at asking for
9 clarifications and all kinds of things.

10 So I think you guys have asked for -- as
11 we kind of sort through this feasibility some more and
12 before we send it to the agencies, you'd asked for an
13 update presentation, which we will do, and I think we
14 need to do a little bit more before we provide some
15 specific information regarding the alternatives left.

16 FACILITATOR KERN: Or the preferred.

17 MR. COOPER: Right. In the case of, I
18 guess, this F/S, you'd like for us to come out and say
19 what are your preferred alternatives.

20 At least in a meeting in advance, yeah,
21 right, and that's what we're -- we're working on, the
22 Park Service and the trust are. We're trying to land
23 on mutually preferred alternatives, and we're getting
24 close.

25 Mountain Lake I just talked about, and

1 there you have it. We had a little bit of discussion.
2 We haven't talked about Caltrans recently, but -- not
3 that we have to.

4 Small arms firing ranges, we think -- the
5 draft environmental department, the remedial
6 investigation report is out. Internally the Park
7 Service and the trust are looking at the feasibility
8 study, so that's going on.

9 We hope to get a draft F/S out pretty
10 soon, and I think I've talked about the new site that
11 was found at building 649, and we investigated that
12 site. Pretty soon we have to get the sample plan over
13 to Bob and incorporate it those results into the F/S.

14 MS. SEGAL: Does -- the e-mail from
15 Caltrans, is that something we've discussed before?
16 It's not a new one?

17 MR. COOPER: It is the one I forwarded,
18 yeah.

19 MS. SEGAL: Thank you.

20 MR. COOPER: Yeah, mm-hmm.

21 4 and 5, everything's fine. We have a
22 sample plan with DTSC about holding out a couple
23 exceedences at each site.

24 Fill Site 6A is our big news -- well, one
25 of two big news items. We have our design package

1 that's going to be sent to the regulators this week,
2 and we're very excited about that because when we send
3 the design package to the regulators, we start our
4 procurement process and go out with a formal something
5 forbid to get a contractor on board to do our Fill Site
6 6A, get comments and ultimately approval regarding our
7 design package regarding remedial action.

8 And with respect to the restoration
9 aspect of Fill Site 6A, the Regional Board has asked
10 for a restoration plan, and so we're -- we're putting
11 that together, also, and the restoration plan is to
12 assist the Regional Board to make sure that we meet the
13 compliance of the Clean Water Act with respect to
14 creating a new riparian area.

15 All right. So when did we say?
16 Construction to start in August on that one, and even
17 before that, Baker Beach 3 and 4, we have a final
18 design with DTSC for a little while now and we need to
19 get their final approval on that.

20 We already have a contractor selected to
21 do the cleanup at Baker Beach 3 and 4. They've
22 actually gone out there a couple times now to kind of
23 walk the site again and decide -- kind of think through
24 where they're going to set up staging and fences and,
25 you know, things like that.

1 So we hope to get started, you know,
2 later this month if it's okay with Bob. That will be
3 big news.

4 FACILITATOR KERN: Is it okay, Bob?

5 MR. BOGGS: Our structural -- civil
6 structural engineer in Sacramento is reviewing final --
7 we had a meeting a couple weeks ago to discuss our
8 final comments.

9 We're pretty much in agreement that they
10 were going to do some final touch-up. We got the final
11 touch-up last week and we'll probably approve it this
12 week.

13 MR. COOPER: Right on. RAP 3, as we
14 affectionately call it, it's a RAP with Baker Beach 1,
15 2 and a whole bunch of other sites. I'm working on
16 that one and with Brian on the internal draft, as we
17 like to call it.

18 We'll probably have to look at another
19 internal draft because it's so big and complicated
20 before we send it over to Bob, and I think I talked
21 about before this cultural landscape assessment is
22 going on right now at the Baker Beach 1, two areas
23 because of the historic structures there and all the
24 impact that the remediation work is going to cause, and
25 we also have started the design process.

1 FACILITATOR KERN: Was this a project
2 that was going to be done this year or is it -- do we
3 know or scheduled?

4 MR. COOPER: You look at the original
5 one, way back a year and a half ago or whatever, when
6 you send out a baseline schedule, it was an '04. Now
7 it's an '05, and will continue to be an '05.

8 A lot of people are depending on us to do
9 this project -- Baker Beach 1/2 in '05.

10 MR. BERMAN: Not the whole of RAP 3?

11 MR. COOPER: No. I'm not going to try
12 to get some of the RAP 3 sites going, also. Just
13 logistically there's going to be so many projects going
14 on, I doubt we'll get all the RAP 3 projects done in
15 '05, but we'd really like to get bet Baker Beach 1/2
16 started. That one's got to get done. Some can get
17 done in the winter of 2005.

18 MR. BERMAN: I don't want to delay you,
19 but I just -- just make a quick comment. As I
20 remember, there's some other buildings around 1351 that
21 are not in any of the RAPs.

22 What's happening with those buildings?
23 Are there any considerations at all?

24 MR. COOPER: You mean why aren't they
25 remediation sites?

1 MR. BERMAN: There's never been -- they
2 weren't in the F/S and, you know, if you go and look at
3 them at the map, you can see some buildings, they've
4 got numbers.

5 I don't remember the numbers, but they're
6 in that area, and they're never in -- they weren't in
7 the F/S and they're not in the RAP, and does that mean
8 that they just -- they're basically clean and there's
9 no problem?

10 MR. COOPER: Correct.

11 MR. BERMAN: Okay. Unless we find
12 something later.

13 MR. ULLENSVANG: If there are some other
14 sites in the Fort Scott area, they're generally near
15 1351.

16 MR. BERMAN: Right. That's the one that
17 I'm thinking of.

18 MR. ULLENSVANG: They're generally near
19 Fort Wagner. They're in the trust for the petroleum
20 program. I don't recall which plan, whether that's out
21 there or not. It's one of the minicamp plans.

22 MR. COOPER: Right.

23 MR. ULLENSVANG: Some of those sites,
24 the ones that Mark found in his work several years ago,
25 those are targeted in some of the other sites coming up

1 later in the program to get evaluated and dealt with.

2 MR. BERMAN: Okay.

3 MR. ULLENSVANG: The biggest one is the
4 former gas station up there and that one is in the
5 petroleum program and hazard investigation planning is
6 in the process.

7 MR. COOPER: In the minicamp program.
8 Our map of remediation sites, it just shows the CERCLA
9 sites and the large petroleum sites.

10 We didn't show the little petroleum
11 sites, which are the tank sites and the mini campsites
12 because the map would get pretty overwhelming pretty
13 quickly, but there are other remediation sites out
14 there in addition to our map of remediation sites. I
15 think there's a little footnote on that map.

16 We need to do -- there's a work plan that
17 we had. MapTech, by the way, is our consultant for RAP
18 3, and we've already done some pre-remediation design
19 work at Baker Beach 1, I believe, We've already done
20 that last year, I believe.

21 We're already kind of ahead of the game
22 so we get a full understanding of Baker Beach 1/2.
23 Then there are a couple other sites in RAP 3, some
24 sites in area B that needed a bit more characterization
25 before we felt comfortable in putting together the

1 design documents, and there's your 1351 site.

2 So we're going to go out and recommend to
3 DTSC that we take a couple more samples around those
4 four sites to help us finalize our design document. We
5 can write the RAP, but we'd like to collect some more
6 data for the design.

7 MR. BERMAN: Does that include the lead
8 based paints around those buildings?

9 MR. COOPER: Well, when we sample for
10 soils, we include, you know -- for metals, we include
11 lead in our sampling plan, yeah.

12 MR. BERMAN: So you pick those up in a
13 sampling plan, because those buildings have been
14 painted and repainted many, many times. Presumably in
15 those old days, they used lead like crazy.

16 MR. COOPER: That's a really good
17 question. I believe that our -- our lead based paint
18 plan will go back and check every building
19 independently, and let me double-check that. I should
20 know that off the top of my head.

21 So the question is when you have a CERCLA
22 site like building 1351, are -- is our lead program
23 going in later and checking?

24 Because in our lead based paint program,
25 we check a specific area. The drip line, basically the

1 perimeter of the building, whereas in a CERCLA site, we
2 look at potential release areas, spill areas. So it's
3 kind of two different release mechanisms that we're
4 looking for.

5 Let me report back to you, because I
6 should know that.

7 MR. ULLENSVANG: I don't think it will
8 be consistent. Some buildings, for example, the
9 cleanup -- the CERCLA cleanup went to the edge of the
10 building regardless of whether there was lead based
11 paint, a contribution.

12 Obviously that got the lead based paint.
13 Others, we pick up lead based paint. Some buildings
14 may have been looked at independently through other
15 programs.

16 MR. COOPER: So it might be all of the
17 above.

18 MR. ULLENSVANG: So you have to look at
19 the table on the lead based paint plan to understand --

20 MR. COOPER: Yeah.

21 MR. ULLENSVANG: -- particularly the
22 history of that particular building with respect to the
23 cleanup program used in that building.

24 MR. COOPER: But it's a good point since
25 we're getting to the remedial action phase. Our other

1 ones have been in natural areas, so it's something for
2 us to really think about if we're going to go out and
3 dig near building 1351, should we just incorporate the
4 lead paint cleanup at the same time?

5 I didn't talk about this one, did I? Now
6 we're in the petroleum program. Building 1065. We're
7 done with Phase 1. We showed a lot of pictures. We
8 hope to start building 1065. The commissary P/X is in
9 the corrective action plan stage now.

10 We've got a draft corrective action plan
11 that's been sent to the Park Service and the trust. We
12 sent comments and they're revising them and it's due to
13 be completed June 30th.

14 So -- and I prepared the schedule for
15 that, but I -- I'm hopeful we can put that together in
16 time.

17 Another large petroleum area is the
18 building 207/231. It's -- we did a big investigation
19 there and now we're putting together our data report,
20 and 1349, yet another petroleum release area. We're
21 preparing the production plan on that.

22 So in addition to RAP 3, which is going
23 in the CERCLA plan, we're basically preparing our
24 corrective action plan this year in our petroleum
25 programs.

1 Groundwater monitoring is continuing as
2 usual, and we've already gone through our little
3 analyte reduction recommendation process with the
4 agency on that.

5 And we have a couple other side points.
6 We're -- another deliverable that we're putting
7 together for the Regional Board is our contingency
8 action plan for contaminated soils that are not
9 identified that we basically encounter along the way,
10 and we're going to be sending that to Jim very soon,
11 and we've also been doing asbestos and serpentine
12 evaluations at some of our remediation sites in advance
13 as a planning phase in advance for their eventual
14 remediation.

15 Speaking of the lead based paint in soils
16 program, we have a draft out on the street already that
17 we sent to DTSC last year. We have not taken that
18 through formal public comment, and I want -- I plan on
19 sending Bob a couple red lines to the draft that we
20 send out in 2003 to him, get his blessing on that and
21 send out a proposed plan and do public comment this
22 year on the trust in lead based point soils cleanup
23 plan.

24 So as far as planning goes, I just want
25 to reiterate that the RAP 3 and especially the remedial

1 design work under RAP 3 -- for example the remedial
2 design for Baker Beach 1 and 2 -- is a real critical
3 path issue, and for us to make our construction goals
4 for 2005.

5 Also important would be RAP 4, which is
6 the Landfill 8 and 10 work that, you know, we're still
7 in the feasibility study stage on that.

8 We need to move that along to the RAP
9 stage hopefully sometime this winter and spring of 2005
10 so we can do those cleanups next year, also, and what's
11 missing from this bullet is the corrective action plan
12 for the commissary P/X project is also a critical path
13 item, also, because commissary P/X cleanup is scheduled
14 for 2005, also.

15 That's kind of like the big three, at
16 least, of our cleanups. So we have to get RAP 3, RAP 4
17 and the commissary P/X cap done this year if we're
18 going to make our 2005 construction starts.

19 Oh, and that was the -- oh, yeah. Time
20 extension to Bob on that landfill E, and basically just
21 real briefly.

22 Allen Ancheta's our new financial analyst
23 for our remediation program. I brought him to the May
24 RAB committee meeting and I gave him an overview of
25 Allen's project.

1 Right now -- so if we want to ask
2 questions, that's great. That's the end of my
3 presentation.

4 FACILITATOR KERN: With respect to
5 Allen, I know he didn't -- I was probably not
6 completely up to speed at the committee meeting.

7 I'm just wondering if within the next
8 couple of meetings he would be able to give us some
9 sort of a -- something to look at what he's done just
10 so we can have some of our experts, you know, rake him
11 over the coals or glass shards or something, something
12 to kind of see where we are on the whole budget thing,
13 because -- that was obviously in jest.

14 MR. COOPER: Right. Sure. You know,
15 just tell me when and we'll present wherever we are,
16 you know, in his process on these projects.

17 FACILITATOR KERN: David.

18 MR. SUTTER: Craig, as far as what
19 you've asked him to do, what is his first main work
20 product that you're expecting?

21 MR. COOPER: Is to do these site
22 specific cost estimates for us to do our estimate at
23 completion analysis, basically.

24 And so he's prepared that template that I
25 think I mentioned, but I don't think I handed out.

1 MR. SUTTER: Right.

2 MR. COOPER: A detailed template that is
3 for us project managers. He's basically now waiting
4 for me and George. We have to fill out this cost
5 estimate template for every single remediation site,
6 and -- so it kind of gets to Doug's question early on.

7 We included things like cultural
8 landscape assessments, all these things that are
9 costing us in our remediation program that the original
10 folks in back in 1998 didn't think about or couldn't
11 think about.

12 We've added that to our template. Since
13 Allen started, he's sent us several iterations of it.
14 George and I commented. There's been a lot of back and
15 forth brainstorming, are we capturing everything. You
16 have to say stop and start filling out these templates.
17 Start filling them out, and so we're going to have a
18 cost estimate for every remediation site.

19 MR. SUTTER: I think --

20 MR. COOPER: And then add that up and
21 see what it adds up to.

22 MR. SUTTER: It would be useful to me to
23 see the cost format, the template that he's
24 developed --

25 MR. COOPER: Mm-hmm.

1 MR. SUTTER: -- before going through
2 individual full-blown cost estimates on the basis of
3 that format for each and every project.

4 So that would be useful for me and I
5 might have some comments --

6 MR. COOPER: Okay.

7 MR. SUTTER: -- as to modifications,
8 improvements, et cetera.

9 So as soon as one of those -- as soon as
10 that master format would be available, I'd love to see
11 a copy.

12 MR. COOPER: Okay. Yeah. I think it's
13 pretty much done.

14 So George and I were actually going to do
15 a trial run. I was going to pick a site, he was going
16 to pick a site and meet and see how that went and see
17 if we have to revise the template before we did any
18 other sites.

19 So, yeah, Dave, I don't see a problem
20 with e-mailing that to you.

21 MR. SUTTER: Okay. Great.

22 MR. COOPER: I'll check in with Brian.
23 It's an Excel spreadsheet, you know, so you just, you
24 know, plug in the numbers. It does all the math for
25 you.

1 Any other questions about Allen's work?

2 So after we finish that, since that --
3 what everybody seems to be asking me since I've started
4 with the project is are we going to have enough money
5 to, you know, finish all of our -- all of our projects
6 that are in front of us.

7 You know, I thought that that made sense
8 to work on that question first, and then there's a
9 whole bunch of tidying up that we need to do after we
10 finish that.

11 Okay. Thank you.

12 FACILITATOR KERN: All right. Our
13 regulatory agencies. Bob.

14 MR. BOGGS: Just a kick update on a
15 couple things. Craig had mentioned a contingency
16 action plan that had been submitted to our office
17 probably two years ago, almost.

18 I think it didn't go through the first
19 time because we tried to do something Presidio-wide,
20 and our CEQA people felt that you couldn't analyze all
21 the potential environmental impacts in such a thing,
22 but on a case by case -- case by case basis, we could
23 approve such a plan.

24 The only other thing to update was my
25 agency's sending a letter to the Army regarding the

1 western discovery since we were promised a risk
2 assessment back in December. We're just following up
3 on that.

4 FACILITATOR KERN: Okay. Any questions
5 for Bob? Jim.

6 MR. PONTON: I don't have a lot to add.
7 As Craig mentioned, there are different people in our
8 agency that are working with Presidio on the
9 restoration and that's required under the Clean Water
10 Act which gives the Army Corps jurisdiction over
11 protecting waterways, and any change to a waterway --
12 if you create a waterway or a pipe is a change, and it
13 usually involves a lot of parties. So -- there's Fish
14 & Game and Water Board, Army Corps of Engineers.

15 So in this case, I think the Water Board
16 is trying to put together a restoration plan that would
17 satisfy everyone's requirements and a lot of projects
18 moving forward.

19 The only thing I'd like to add is
20 probably at Mountain Lake, we were talking about the
21 water and dredge sediments there.

22 I think a permit will have to be issued
23 to allow that work to happen through management that
24 decant water and there will be probably an order that
25 will be issued for waste and sediments.

1 So that's something that we need to plug
2 into the planning process to give everyone enough time
3 to understand that. That takes several months to get
4 it through and the public comment and get it voted on
5 by the board. And that's about it.

6 MS. SEGAL: Jim, the -- if the
7 sediment -- you're talking about sediments of Mountain
8 Lake are dewatered.

9 MR. PONTON: Just the whole process of
10 dredging the lake, the turbidity that will occur that
11 will result, and the release of the metals into the
12 water and the water body as you pull the sediments out,
13 and once you pull the sediments out, you have to manage
14 them on land and dewater.

15 MS. SEGAL: You're talking about putting
16 out pontoon boats?

17 MR. PONTON: For the actual remediation.

18 MR. COOPER: For the actual remediation.

19 MS. SEGAL: Thank you.

20 MR. PONTON: Sure.

21 FACILITATOR KERN: All right. Under new
22 business, I neglected to ask if there were any
23 announcements.

24 Anybody have anything?

25 MS. BLUM: I have an announcement about

1 an upcoming public meeting held by the trust. They
2 have decided, because they had so many comments from
3 the public and all different kinds of agencies about
4 the development on the Public Health Service Hospital,
5 that they are going to have another public meeting on
6 June 29th to evaluate -- we're back to four
7 alternatives for the development of Public Service
8 Health Hospital, and the public is entitled to comment
9 at that time.

10 How does this affect the RAB? Well, it
11 will affect -- our Landfills 8 and 10 will be in that
12 commentary period, included in that commentary, as well
13 as graded area number 9.

14 I'm only saying that because that's how
15 we connect with that particular project for the trust.

16 So everyone is welcome. I think it's
17 usually six o'clock at the Officer's Club, but you can
18 always go on to PresidioTrust.gov and get the details
19 on that, June 29th.

20 MR. COOPER: And I'd like to add to the
21 thing just for a little bit of clarification is that
22 the -- that environmental study process kind of just
23 like we're doing at Tennessee Hollow, we don't have to
24 bring that up there.

25 There's like two things going on at the

1 same time. This one, this public meeting is -- is
2 about the development alternatives.

3 MS. BLUM: Right.

4 MR. COOPER: And Landfill 8 and 10 just
5 so happen to be near the project. But we're not asking
6 for the public to comment on 8 and 10 remedies, because
7 that will be --

8 MS. BLUM: But that area's always
9 impacted with whatever's developed next to it, and they
10 do impact each other and that's why I just bring it up.

11 MR. COOPER: Right.

12 MS. BLUM: It's another aspect of that
13 knowledge base about the Presidio and what's being
14 developed where.

15 MR. COOPER: Absolutely.

16 MS. SEGAL: And I don't know what
17 happened. I wasn't at the meeting, but the Aryan
18 Press, which is always written up in the -- is in the
19 footprint of the Public Health Service Hospital
20 developers --

21 MR. COOPER: Right.

22 MS. SEGAL: -- Thing, so that's up in
23 the air apparently, as well, too.

24 MR. COOPER: To see if they're going to
25 move or not.

1 MS. SEGAL: Well, they have a tour every
2 Thursday, which is really a fascinating place to go
3 see, but they've spent a lot of money in moving
4 typeface, which weighs a lot, to that particular site
5 not too many years ago.

6 They're not real -- they're not going to
7 be happy to have to move again. They don't know what's
8 happening with it.

9 FACILITATOR KERN: Julian and Mary.

10 MR. HULTGREN: As far as I've heard, the
11 proposals would allow the Aryan Press and I think Lone
12 Mountain Children's School or Nursery School to remain
13 on a leasehold basis, so I think they're protected.

14 FACILITATOR KERN: Mary.

15 MS. TRIGIANI: Question for Craig and/or
16 Jan. In the first meeting have there been a lot of
17 questions about the landfills as part of these public
18 meetings? Because I haven't been able to go. I was
19 just curious.

20 MR. COOPER: I don't think so. You
21 know, the environmental scoping documents for the
22 development project basically and that they're there
23 and they talk about what they're about a little bit,
24 just like in little sections, and they say they're
25 being handled under the remediation program and there's

1 a separate public, you know --

2 MS. TRIGIANI: Process.

3 MR. COOPER: -- input process for them.

4 MS. TRIGIANI: Are there concerns?

5 MR. COOPER: I went to one PL meeting
6 and no one talked about the landfills, yeah.

7 MS. BLUM: Well, with the opening, all
8 of the alternatives for the Public Health Service
9 Hospital, what is up for grabs is whether or not the
10 Battery Caulfield, which is part of the remediation
11 site. So that would directly impact the RAB.

12 MS. TRIGIANI: But are we detecting any
13 public concern to the degree that concerns are being
14 raised about other aspect of the development? Are
15 there any -- are there any public questions about the
16 remediation process at all or has it been pretty --

17 MR. COOPER: I haven't -- no. I
18 haven't --

19 MS. TRIGIANI: Okay.

20 MR. COOPER: -- heard questions.

21 MS. TRIGIANI: Thanks.

22 MS. CLEEK: This Thursday night, there's
23 a meeting in the general area with Supervisors Alioto
24 and the neighborhood associations and anybody they can
25 get to come to talk about the old Public Health Service

1 Hospital, which is probably like a preparation meeting
2 coming back to this one.

3 MS. TRIGIANI: Where is that?

4 MS. CLEEK: It's at the temple at 14th
5 and Clement.

6 MR. HULTGREN: As I understand it,
7 that's going to be a one-sided meeting. There's -- no
8 one from the trust is going to be there. Simply the
9 objecting neighborhood.

10 MS. CLEEK: If you wanted to get a feel
11 for what the neighborhood knows.

12 MS. TRIGIANI: Great.

13 MS. CLEEK: But I haven't heard it ever
14 come up.

15 MS. TRIGIANI: And that's this Thursday?

16 MS. CLEEK: Yeah. The 10th.

17 FACILITATOR KERN: Dave.

18 MR. SUTTER: I was just curious about
19 the status of the FOIA request.

20 Any information from either the trust or
21 the Park Service on the status of it?

22 FACILITATOR KERN: I haven't heard
23 anything.

24 MR. ULLENSVANG: I haven't heard
25 anything.

1 MR. COOPER: Let me inquire and I can do
2 an e-mail update. It might be just we're working on
3 it, but I haven't even asked the guy in over a month,
4 so --

5 MR. BERMAN: Do we know that Zurich has
6 been contacted?

7 MR. COOPER: Oh, yes. I know that for
8 sure, but what I don't know has Zurich gotten back to
9 us yet. That's the part I don't know.

10 FACILITATOR KERN: Any other
11 announcements?

12 All right. Before I go to review of the
13 action items, any other -- any other things for tonight
14 that people have?

15 So for action items, I had -- I think
16 Craig has agreed to perhaps contact Allison and see if
17 there might be a meeting or two or -- at some level
18 that she might attend in response to comments from RAB
19 members.

20 MR. COOPER: Mm-hmm.

21 MR. BERMAN: Do you conceive of that
22 meeting as being a dialogue or -- or another -- another
23 opportunity for the planning people to tell us what
24 they've decided?

25 Because I think this is a really touchy

1 area and I just feel that we get involved in a dialogue
2 on the planning issues, are we deluding in some sense
3 our abilities to deal with the specific area that we --
4 that we are tasked in or do we have some kind of
5 official permission to exist, and I know that Mary has
6 brought up a very significant issue about -- on
7 interacting with the planning, but personally I would
8 feel more comfortable if we approach Allison on the
9 fact that we are having a difficulty in doing our job
10 without having some interaction with the planning
11 people so that it doesn't look like we're interfering
12 or getting involved in an area where we don't really
13 have any -- any rights or any authority.

14 I mean, we all have rights as private
15 citizens, but we don't have rights on the RAB, and so
16 it would seem to me politically reasonable if we say
17 that we have some difficulty in really doing our job
18 without understanding more about the planning process
19 and how what we do might influence that, or if it does,
20 because I would worry that if we really get involved in
21 that on the dialogue basis that we'll be considered
22 sort of going beyond our -- our official capacities.

23 FACILITATOR KERN: Jack.

24 MR. LUIKART: I agree a hundred percent.
25 I think it would be very diluted if we were to have

1 twenty people with twenty different opinions try to
2 offer advice because I don't think we speak with one
3 voice, and it would be very difficult to channel that
4 into one directed comment.

5 So it would be better to be a good
6 listener first and then regroup.

7 FACILITATOR KERN: Other comments?

8 One possible area that I would offer for
9 your consideration and maybe think about this is if one
10 of the alternatives is to have a creek flowing over the
11 top of the cap. That's something we can comment on
12 from a remediation standpoint.

13 Is it really feasible? Would it work?
14 What are the issues that she might actually benefit
15 from hearing.

16 It's not necessarily that alternative
17 that's the one we want. It's -- but I'll just throw
18 that out there for your consideration.

19 MR. BERMAN: Well, that's consistent --
20 I mean, I think the objective should be that we're
21 having some difficulty in doing our job without getting
22 some more input from planning.

23 FACILITATOR KERN: Okay.

24 MR. COOPER: Yeah. Let me pick up a
25 brief recommendation so when I ask Allison maybe for

1 the folks that haven't gone to the last two public
2 meetings that she's had, she can do a brief synopsis --
3 very brief synopsis for the scope of her project, what
4 her goals, you know, watershed wide, what are we --
5 what was talked about at these two public meetings and
6 where is -- what's her next steps administratively
7 under NEPA is really the law that she's following on
8 this environmental assessment and what are the goals of
9 our environmental assessment, to the extent that she
10 can tell us because it hasn't been released publicly.

11 And then hopefully that will take ten or
12 fifteen minutes at the max and then just Q and A after
13 that, and I'll tell her -- I've written down several
14 questions that I can anticipate from you all so we can
15 already start getting an idea of the questions that,
16 you know, you're going to ask her.

17 MS. TRIGIANI: Craig, my question along
18 these -- along to follow Sam's theme would be what --
19 at what point are decisions made? And what are the
20 inputs to that process, and also where do -- within the
21 trust, where do the -- where do things intersect?

22 In other words, maybe it's a simpler
23 question of where do you guys intersect with them and
24 at what point?

25 MR. BERMAN: I'm uncomfortable with

1 that.

2 MS. TRIGIANI: Really?

3 MR. BERMAN: I feel that we need to talk
4 about what we feel our difficulties are, and then see
5 what response we get, and if we find a response --
6 you're asking for -- to get involved in a decision
7 process.

8 MS. TRIGIANI: No.

9 MR. BERMAN: But --

10 MS. TRIGIANI: Not get involved. Not
11 get involved. Understand when they're made so that we
12 know when we have to ask the questions.

13 MR. BERMAN: Right, but we can put that
14 into -- I think if we put that in some kind of
15 terminology that looks like we're trying to do our job.

16 MS. TRIGIANI: How is what I'm asking
17 not a question about doing my job?

18 MR. BERMAN: Because it's not specific
19 enough. It's abstracted, and frankly if I was in her
20 position --

21 MS. TRIGIANI: You'd feel threatened?

22 MR. BERMAN: I wouldn't feel threatened.
23 I'd say you're stepping out of line.

24 I think we need to have an example of a
25 specific issue about which we feel is important and we

1 can't resolve it without some further information and
2 then we can see whether we get cooperation or not.

3 MS. TRIGIANI: Okay. Let me explain
4 what my problem is. My problem is I don't understand
5 how -- how it works, what -- when the information is
6 presented to the public and where the public input is
7 and where they see the process of our understanding and
8 our job, whatever that is, interjecting with that.
9 That's my problem.

10 That's what I don't understand, and if
11 somebody here can answer that for me, great. We don't
12 have to have Allison, but my question hasn't been
13 answered to my satisfaction.

14 MR. COOPER: I think that's a fair
15 question. It's general enough like how are you
16 applying NEPA, you know. What's the decision-making
17 process under NEPA that you're going to follow
18 regarding the Tennessee Hollow.

19 MS. TRIGIANI: But Craig, to Sam's
20 point, if there's something I can read off-line that
21 will answer these questions, somebody point me there,
22 but I don't -- I don't think that's what's --

23 MR. COOPER: Jan, is our website -- I'm
24 asking you about our trust website, or Mark, does it
25 have anything about Tennessee Hollow link?

1 FACILITATOR KERN: There is a Tennessee
2 Hollow area on there for sure.

3 MR. COOPER: Yeah. So go to -- to the
4 Presidio.gov and then click on projects. That's where
5 environmental remediation is located. So click on park
6 projects on our website. It would be a good way to at
7 least prepare for Allison's meeting.

8 MS. TRIGIANI: Right. But my -- but as
9 far as you're concerned, the questions I'm asking are
10 specific enough?

11 MR. COOPER: Yeah, mm-hmm.

12 MS. TRIGIANI: Okay.

13 MS. PASSERO: I'll just add, I think
14 part of it -- your introduction to her about why you'd
15 like to have a discussion I think will probably set the
16 tone and will capture hopefully that message at least
17 generally, and if it goes, we can always make an effort
18 to tie it back to our situation, but --

19 MR. COOPER: Right.

20 MS. PASSERO: -- at least in the initial
21 introductions.

22 MR. COOPER: I'm going to have her
23 prepare. This is the most important one, kind of
24 dating back to somebody else's point, is their
25 Tennessee Hollow EA going to have an alternative that

1 includes a land use change from ballpark to
2 restoration? Is that an alternative that you're going
3 to consider? Yes or no.

4 It's -- to me that's basically the bottom
5 line question that I was hearing from you all, so let's
6 ask her.

7 From my understanding, the answer is no,
8 but I'll let her know that we'll be asking that
9 question in advance before we shows up so she doesn't,
10 you know -- she gets a chance to prepare for it.

11 FACILITATOR KERN: All right. Anything
12 else for action items at the moment?

13 MR. BERMAN: There's still a question of
14 whether we want to address Craig's response to the
15 letter that we wrote on the F/S.

16 Have we dealt with that? Did I miss a
17 meeting on that?

18 FACILITATOR KERN: Um --

19 MR. BERMAN: I don't think that we
20 ever --

21 FACILITATOR KERN: I did start in on
22 that at one meeting and I recall that I was getting
23 into a lot of details, and most of the RAB members were
24 kind of -- this was getting way out beyond the call of
25 duty, and so I think -- I think what I said I would do

1 is that I needed to then commit to writing something
2 that people could look at. So I guess I need to do
3 that.

4 Yeah. The -- I did read the comments,
5 Craig's response in some detail and we began to get --
6 we began to get it, so I'll look at that.

7 Okay. Thanks, Sam.

8 MS. WRIGHT: So should you do that or
9 should the committee that wrote the initial letters
10 address it?

11 FACILITATOR KERN: Well, I think timing
12 wise it would be faster to just crank it out.

13 MS. WRIGHT: Okay.

14 FACILITATOR KERN: I mean, it can go
15 back to the committees to review all that. It will all
16 take sometime.

17 MS. WRIGHT: Okay.

18 FACILITATOR KERN: Anything else for
19 tonight?

20 MS. SEGAL: You're asking for additional
21 action items or are you just going through the list?

22 FACILITATOR KERN: If there are
23 additional action items.

24 MS. SEGAL: Craig was going to follow up
25 on the FOIA. You said something about getting back to

1 us by e-mail. I personally don't think that's
2 necessary. Just tell us at the next committee meeting.

3 FACILITATOR KERN: And then there was
4 the one to Dave.

5 MR. COOPER: Right. Three things.

6 FACILITATOR KERN: All right. I would
7 like to thank everyone for coming out on this summer
8 evening and going through these items for this agenda,
9 and look forward to our next committee meeting.

10 Without objection, meeting adjourned.

11 (The meeting adjourned at 9:38 PM).

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1 STATE OF CALIFORNIA)

2 COUNTY OF SAN FRANCISCO)

3

4 I, the undersigned, hereby certify that I was the
5 court reporter in the proceedings in the within-entitled
6 cause.

7 I further certify that I am not of counsel or
8 attorney for either or any of the parties in the foregoing
9 meeting and caption named, or in any way interested in the
10 outcome of the cause named in said action.

11

12

13 IN WITNESS WHEREOF, I have
14 hereunto set my hand this
15 _____ day of _____,
16 2004.

17

18 _____
Mark I. Brickman CSR No. 5527

19

20

21

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25

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PRESIDIO RESTORATION ADVISORY BOARD MEETING

REPORTER'S TRANSCRIPT OF PROCEEDINGS

TUESDAY, JULY 13, 2004

OFFICER'S CLUB, BUILDING 50

PRESIDIO, SAN FRANCISCO, CALIFORNIA

Reported by: MARK I. BRICKMAN, CSR, RPR

License No. 5527

ATTENDEES

RAB Members:

Doug Kern, Facilitator

Craig Cooper

Mark Youngkin

Jim Ponton

Gloria Gee

Jan Monaghan

Julian Hultgren

John Budroe

Gloria Yaros

Michelle Passero

Jan Blum

Mary Trigiani

Jerry Anderson

David Sutter

Bob Boggs

Jerry Anderson

Edward Callanan

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BE IT REMEMBERED that, pursuant to Notice of the Meeting, and on July 13, 2004, at the Officer's Club, Building 50, Presidio of San Francisco, California, before me, MARK I. BRICKMAN, CSR No. 5527, State of California, there commenced a RAB meeting under the provisions of the Presidio Trust.

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AGENDA

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1 FACILITATOR KERN: Welcome, everyone to
2 the regularly scheduled meeting of the Presidio
3 Restoration Advisory Board for July 2004.

4 I'd like to welcome everyone to the
5 Presidio Trust, the contractors, the National Park
6 Service, members in the audience and our community RAB
7 members, thank you for being here tonight.

8 Does everyone have an agenda? Any
9 additions, changes? Any announcements or old news?

10 Okay. Moving right along, many of you, if
11 not all of you, may have received Mark's letter, e-mail
12 note regarding the -- what happened at the last
13 committee meeting, and he's not going to be here
14 tonight. I think he's away on fun type of activities,
15 so I'll quickly go through these nine items that he left
16 us from last meeting.

17 Item number 1 was discussion of the
18 methods to track RAB action items, and Mary and I would
19 work on a proposal and actually on item -- a suggestion
20 that Jan had and Sam was to just do some index cards and
21 go back to the -- to the transcripts.

22 So I did that. I went to the transcripts
23 for the last year and actually out of the last year,
24 five of the last 13 weren't in the library, so that's
25 pretty interesting.

1 It turns out that at the library over at
2 building 34, they're very nicely organized, very easy to
3 get it, the librarian knows exactly where the
4 transcripts are. They're not huge volumes of material,
5 easy to read.

6 I thought there was going to be all sorts
7 of wonderful action items at the end of every one of
8 those, and it turned out that there were a few here and
9 there, but of course there were the five that I -- I
10 couldn't read, and so I went and I made a list of all
11 the things and it turns out that we've covered most of
12 the items in one way or another, but there were a few
13 things on this list.

14 One that has been outstanding was we had a
15 major discussion back in October of the -- the Baker
16 Beach firing range issue, and there was going to be a
17 letter -- letters from the agencies and letters back
18 from the Army and allaying our fears about Baker Beach
19 and what's done there and, you know, rest assured
20 there's no problem for Baker Beach.

21 So that remains kind of an outstanding
22 item. I don't think we've heard back from the Army yet.

23 MR. COOPER: Right. Actually I have a
24 slide about that.

25 FACILITATOR KERN: Okay. Good. As I go

1 through that, that's one item.

2 We had intended to make a document about
3 the archive search report documenting our findings. We
4 haven't done that.

5 Back February -- actually, last June, we
6 were talking about Landfill 8 and 10. We were asking
7 what the remedies are, so that's been a while in the
8 works; still kind of waiting on that one.

9 And let's see. We have the FS response
10 letter from -- from Craig, which I have here. I made a
11 bunch of notes, so I'm getting ready to pass that around
12 to people, and we have the Mountain Lake letters.
13 That's on the list, and I have an outline for that.

14 So the -- the three by five card tracking
15 system is now in effect and working well. So we'll be
16 able to track it, thanks to Jan.

17 So I've already got my July 2004 card, and
18 the first item is ensure that we have all transcripts at
19 library.

20 Do you happen to know, Craig, whether you
21 actually have received all of them over at your place?
22 I mean --

23 MR. COOPER: I don't know. I just
24 assume -- I know that Denise is running that contract
25 with the court reporter, and I'll just check.

1 Did you note which months were missing?

2 FACILITATOR KERN: I can give that right
3 to you.

4 MR. COOPER: Awesome. If you can copy
5 that down. That's my only copy. All right. So that
6 was item one of Mark's thing.

7 We can go back to some of the action items
8 later, but that's a big one.

9 Number 2 is discussion of adding the RAB
10 meeting announcements with Presidio Post calendar
11 section. Also discussion of how to get music and news
12 you can use sent to RAB members by e-mail, and I think
13 that has been done.

14 MS. MONAGHAN: Yeah.

15 FACILITATOR KERN: We've been sent the
16 news you can use, and then there's the getting the RAB
17 meeting announcements in the Presidio Post calendar.

18 MR. ULLENSVANG: It's in there.

19 FACILITATOR KERN: It's in there? All
20 right.

21 MR. COOPER: Why am I the last to get the
22 Presidio Post? Of course they're not going to deliver
23 it to everybody, but just put a stack at the entrance to
24 building 1750 lobby and people forget.

25 MS. TRIGIANI: No budget.

1 FACILITATOR KERN: I don't know, Craig.

2 MR. COOPER: When I complain, then it
3 shows up, yeah.

4 FACILITATOR KERN: We had a
5 discussion of -- so those things are already kind of in
6 the works and working. Item number 2 is good.

7 Discussion of inviting Allison Stone and
8 Hillary Gittelman to the Trust -- from the Trust to
9 discuss land use at Tennessee Hollow landfill E
10 tentatively scheduled for July committee meeting.

11 MR. COOPER: On for sure.

12 FACILITATOR KERN: On for sure. We're
13 batting well so far.

14 Okay. Number 4, Trust is removing the PH
15 sites from the Commissary P/X corrective action plan and
16 beginning a separate remedial action plan for the PAH
17 sites.

18 MR. COOPER: No. They're being
19 incorporated into RAB 3.

20 FACILITATOR KERN: Being incorporated
21 into RAB 3. Yeah, okay.

22 The cap is for petroleum sites and the RAP
23 is for surface sites. The PAH -- for those of you that
24 don't know, PAH is polynuclear aeromatic hydrocarbons
25 like benzoapyrene, different burn -- usually a result of

1 combustion-type products.

2 They're located in the historical railroad
3 yard and coal storage area. Tentative schedule,
4 commissary P/X presentation at the August RAB meeting.

5 MR. COOPER: Correct.

6 FACILITATOR KERN: Okay. Craig passed
7 out the updated RAP status summary chart at the
8 committee meeting. Freedom of Information Act request
9 from -- for the environmental insurance policy has been
10 received back from Zurich and the agencies are reviewing
11 submittal from Zurich. The action on FOIA should be
12 forthcoming shortly.

13 Does that make sense?

14 MR. COOPER: That makes sense. I was
15 supposed to check with my FOIA officer regarding the
16 status, has Zurich officially gotten back to the Trust.
17 I haven't done that.

18 MR. ULLENSVANG: My understanding is
19 they're very close to getting back.

20 MR. COOPER: The Park Service is?

21 MR. ULLENSVANG: Yes.

22 MR. COOPER: Okay.

23 MR. ULLENSVANG: And I believe that the
24 Trust will be about the same time.

25 MR. COOPER: Good.

1 MR. SUTTER: Question on that, Doug.

2 Can we request an update on that for the
3 committee meeting?

4 FACILITATOR KERN: Sure. I've got it --
5 I just wrote it down as an action item --

6 MR. SUTTER: Mm-hmm.

7 FACILITATOR KERN: -- on my trusty card.
8 Baker Beach -- oh. Item number 7,
9 Mountain Lake, "Doug Kern working on draft letter for
10 approval of T grant funds." That's happening. I have
11 an outline.

12 Baker Beach disturbed area 3 and 4,
13 contractor mobilized. Excavation of material beginning
14 July 5th or so. Seeing a lot of work going on out
15 there.

16 Assuming we'll hear a report on that?

17 MR. COOPER: Yes.

18 FACILITATOR KERN: Good. July 29th
19 presentation by Trust on board of directors on
20 environmental program finances. We're going to discuss
21 a possible presentation of the RAB -- to the RAB by Alan
22 Ancheta and Craig Cooper on the finances at a future RAB
23 committee meeting. There's another possible action
24 item.

25 Okay. So that covers the committee

1 meeting. Thanks to Mark for supplying us with all that
2 detail.

3 Any questions about those agenda items?

4 On to the item 5, reports and discussions,
5 and we're over to Craig with the project status update.

6 MR. COOPER: Okay. Good evening,
7 everybody. Pretty good turnout for summertime, and I
8 have just my traditional agenda and project status
9 update for projects at the Presidio and I'll run through
10 these.

11 Some of the slides are -- I'm going to
12 kind of hit on some action items, so I'll kind of slow
13 down there and try to get a discussion going on some of
14 them, but others are purely for update. Feel free to
15 stop me when you want.

16 So landfill E is the first slide. We, you
17 know, had a lot of discussions about landfill E over the
18 last year or so, and the Trust -- CH2M Hill is our
19 consultant.

20 They are working on a draft feasibility
21 study, and Chris Nelson is the project manager. He
22 actually has been looking at an internal draft that he's
23 been working up, and the next internal -- and he's going
24 to get his comments back to Hill.

25 Next draft will come in, and hopefully it

1 will be in good enough shape to share with the Park
2 Service, and I wrote -- so we're -- we're moving along
3 on this, making progress on putting together the
4 feasibility study, and the other thing I wanted to say
5 about this that's not on this slide is that at the
6 request you guys made last month is that you said that
7 when we issue the feasibility study out publicly for the
8 first time, that we shouldn't have a recommended
9 alternative identified in the first draft of the
10 feasibility study that we send out.

11 So I wrote a letter to Bob about that,
12 kind of splitting the deadlines up. So the deadline --
13 I had to ask for a time extension for the particular
14 feasibility study.

15 So now our deadline to submit the draft
16 feasibility study without a recommended remedy is
17 November 30th, and then the deadline for the feasibility
18 study with the recommended remedy is sometime March 1st,
19 or something like that, 2005.

20 So we'll have plenty of time to think
21 through all the issues about landfill E feasibility
22 study over the next several months, and we have Hillary
23 railway and Allison Stone coming to our July RAB
24 committee meeting to talk about, as Doug said, you know,
25 land use at Tennessee Hollow, land use at landfill E,

1 the Tennessee Hollow environmental assessment process,
2 you know. I asked them to give us a synopsis of that.

3 Actually the last RAB meeting, I believe
4 you guys had a whole bunch of questions. I took all the
5 notes. I e-mailed the questions that you told me, that
6 I tried to answer as best I could. I sent those same
7 questions to Hillary and Allison and said, "You know,
8 make sure that you incorporate, you know, answers to
9 these questions in your presentation."

10 So I asked them, you know, basically maybe
11 a ten- to fifteen-minute presentation on kind of a
12 synopsis of the Tennessee Hollow EA, the scoping process
13 that they've been going through and where they are right
14 now because they're about ready to issue their
15 environmental assessment, and what the next steps are
16 for public involvement on that.

17 And then we can kind of go into the Q&A
18 process, you know, after that.

19 Does that sound okay as far as
20 expectations from them?

21 And something else slipped my mind,
22 but --

23 MS. TRIGIANI: Craig, quick question.
24 Where did their environmental assessment intersect with
25 the cleanup FS process?

1 MR. COOPER: The FS -- basically, we in
2 the remediation program, we basically do remediation so
3 that it's consistent with, you know, current and future
4 anticipated land use.

5 MS. TRIGIANI: Okay.

6 MR. COOPER: And so this EA is going to
7 consider land use changes or things like that; not only
8 at landfill E, but any remediation sites, we want to
9 definitely keep track of that so we have our cleanup
10 levels going in the right direction. So we're
11 anticipating land use changes so we clean up our sites
12 the right way.

13 MS. TRIGIANI: Thanks.

14 MR. COOPER: All right. There was a lot
15 more than two little bullets, but -- okay. On --
16 another very important feasibility study in the works is
17 for Landfills 8 and 10.

18 We have an internal draft that's been
19 prepared by our consultants, Torr & Tonowski. Right now
20 the feasibility study, the draft feasibility study is
21 still going under internal review.

22 We are working with the Park Service
23 regarding if -- if the -- with respect to the cover
24 alternative, basically how would that cover alternative
25 be filled, you know -- what -- what are the options that

1 we have in a cover alternative.

2 So we're kind of flushing out the cover
3 alternative some more and really getting a good handle
4 on that before we finish up this feasibility study and
5 make any presentations to you guys before we send it out
6 to the agencies.

7 So I can't -- notice there's no dates on
8 that. It's kind of intentional. It's kind of subject
9 to -- we're having a meeting with the Park Service
10 in -- in August, probably, regarding these design
11 options for the cover alternative, and based on how that
12 goes, we can finish up writing up the feasibility study,
13 get a -- do the presentation for the RAB
14 maybe -- I don't know. I shouldn't put a date on it --
15 and then send it out for the agencies.

16 Oh, we did have a date. We wanted to send
17 it out to the agencies by mid November, yeah. I think
18 that's the deadline that we have with DTSC right now.

19 So Mountain Lake. We -- we have a -- a
20 sampling plan. We're calling it a remedial design
21 sampling plan that is -- has been sent to the agencies.

22 We met with the agencies today regarding
23 the sampling plan. We had a lot of good ideas regarding
24 how to make the sampling plan better and I think we're
25 going to get a letter from Bob soon about that.

1 So I doubt we'll make a mid-August
2 implementation, that this slide was made before the
3 meeting this afternoon, which is fine, you know.

4 We -- our goal on this is to really try to
5 make this the last, you know, filled sample collection,
6 at least by boat, before we write the RAP and do the
7 remedial design and do the cleanup.

8 So we want to make sure that we get
9 everybody's ideas, you know, on this.

10 Okay. So the -- this sampling plan on
11 Mountain Lake will -- after we get Bob's comments and
12 any comments from Jim, we'll probably have to reissue
13 it, make sure we got everybody's comments, ideas
14 incorporated.

15 All right. Small arms firing -- firing
16 ranges. We're done investigating those sites. We have
17 the investigation report out to all stakeholders.

18 We're working on a feasibility study
19 there. Again, three feasibility studies that we're
20 working on.

21 We've been working on getting that
22 feasibility study written right, and it should go out, I
23 think, really soon.

24 I think -- I've got a slide regarding
25 recently released documents and soon to be released

1 documents, and the feasibility study for the firing
2 ranges is on a soon to be released.

3 So I would say by, you know, August
4 sometime, and then we have this unknown, recently
5 discovered sites at building 649 that we need to get a
6 fill sampling plan out to DTSC real soon now. Chris
7 Nelson is writing that.

8 Okay. At landfill 4 and fillsite 5, there
9 was two spots there that DTSC asked us to go back and --
10 and double-check to make -- to see if we met cleanup
11 levels.

12 We did the sampling. If indeed we haven't
13 met the cleanup levels to -- to those two spots, then
14 we'll go out and the steps to be taken in accordance
15 with the trust letter.

16 If the data comes in and shows that we
17 haven't met cleanup also at those two spots, we'll go
18 out and -- and dig at those spots.

19 Basically we're taking samples to find out
20 how deep we need to dig, and it shouldn't be very deep
21 at all. It's not a very large area. That's in the
22 works right now.

23 Fillsite 6A is in the design stage right
24 now. We've sent out the design package to the
25 regulators and we want to set up a -- a design review

1 meeting real soon with DTSC and the regional board on
2 this, and we really want to get started. This project
3 is really important to the Trust and everybody. It's
4 going to be a real high profile project and we want to
5 get started this year, so the procurement package is
6 with the procurement people right now, and I got an
7 e-mail from them today saying that they think it's going
8 to go out to bid, the 6A project should go out for bid
9 next week, so -- and then we have kind of the last piece
10 to the 6A project because it involves, you know,
11 dilating creek there. We've developed a -- a special
12 site restoration plan at the request of the regional
13 board and we'll send it to DTSC and all the
14 stakeholders, too, and it provides a lot of detail on
15 how we're going to finish out -- what our
16 thinking process is as far as finishing out this site.

17 So with respect to emersion controls and
18 with respect to vegetation strategies and things like
19 that, so that one's in --

20 FACILITATOR KERN: And I know this is a
21 bit delicate of a site considering some of the
22 controversy around it, the various stakeholders over
23 time.

24 MR. COOPER: Mm-hmm.

25 FACILITATOR KERN: I think we had

1 originally scheduled it for last fall to get done.

2 MR. COOPER: Mm-hmm.

3 FACILITATOR KERN: So I'm wondering if we
4 actually target construction late fall, given that it's
5 a creek site, are we really going to be able to do it
6 then given potential rains and -- that's a focus of the
7 watershed drainage coming down right to that spot.

8 MR. COOPER: Right.

9 FACILITATOR KERN: Can we realistically
10 do it then?

11 MR. COOPER: Well, I've talked to George
12 about that, you know, a couple times, and he's kind of
13 said that, you know, if we can get the pipe pulled, you
14 know, and -- and that segment, you know, attacked first
15 before the rains come, we should be okay because we can
16 do the other section during the rainy season as long as
17 we have the emersion controls in place.

18 FACILITATOR KERN: I -- just because I've
19 worked on that site myself, I have experience in the
20 wintertime of actually being in the manhole during a
21 storm and seeing how much water goes through that --

22 MR. COOPER: Mm-hmm.

23 FACILITATOR KERN: -- and it's a huge
24 amount of water, and that would just like be like a saw
25 cutting through the soil if there was -- if a pipe was

1 pulled and there wasn't like something there to prevent
2 erosion.

3 MR. COOPER: Right, yeah.

4 FACILITATOR KERN: So --

5 MR. COOPER: We certainly wouldn't want
6 it -- we don't want any water to come, you know, any --
7 any large flows of water to come in contact with waste
8 and we have all kind of strategy on how to do this so
9 that doesn't happen.

10 At this point, you know, I'm leaving that
11 decision up to George and the remediation contractor
12 that we select as far as when they want to get started.

13 I'm anxious to get it going and not
14 letting this go another year, so I don't want to push a
15 whole bunch of sediment into the marsh. That's the
16 ultimate outfall of this pipe, and so let's just see how
17 much progress we make over the next couple months and go
18 from there.

19 One project that has started is at Baker
20 Beach three and the contractor mobilized the site in
21 early to mid June and they are starting -- they started
22 work at Baker Beach three. They started the digging
23 work on June 30th and we started hauling out waste just
24 last Friday, and the first waste that we hauled was
25 class I.

1 So we have some photos here. This is the
2 first day of excavation work, I believe what we're
3 basically doing is pulling off some soil and stock
4 piling it on the site to expose the his tore rake Turk
5 road.

6 MR. ULLENSVANG: Actually, they are above
7 the ground and they're making working service to these
8 roads.

9 MR. COOPER: Okay. But that happened
10 shortly thereafter, then?

11 MR. ULLENSVANG: They haven't exposed the
12 road yet.

13 MR. COOPER: They have not exposed the
14 road yet.

15 And this is a picture -- the picture on
16 the right-hand side is the -- kind of the lower area of
17 the site. You can just see a whole bunch of -- there
18 used to be trees there and those are the tree stumps --
19 well, I shouldn't say the lower area. Just -- you
20 feel's see. There's more pictures on here.

21 Those pictures did not turn out all that
22 well, but basically this is the site on July 8th and --
23 but I have some other pictures coming up here.

24 This is the site on July 9th. Basically
25 with the trees gone. There was a whole bunch of stumps

1 down in -- in and around that tree area that have now
2 been picked up and moved to the top part of the site,
3 and so originally before we mediation, it looked like,
4 knew, with the stumps there, it caused the site to look
5 somewhat flat and then a big drop off, and now with the
6 stumps gone, it's more of a gradual, you know, hillside
7 or Virginia vein that's going down to the beach, and as
8 we start to remove the waste, that will probably
9 continue to happen. It might become more narrow or
10 steeper in places, but this kind of view of Baker Beach
11 three is what we're starting to see, and so there is
12 the -- the excavator is moving the truck and moving the
13 waste up toward the top part of the landfill where it's
14 stored until it's loaded on to a haul truck.

15 So this is the truck moving the waste up
16 to the top of the landfill, and we have a truck that
17 sprays water for dust control.

18 So that's that on Baker Beach three so
19 far. We're well underway --

20 FACILITATOR KERN: Have you found
21 anything interesting in the waste yet?

22 MR. COOPER: Interesting as far as?

23 MS. MONAGHAN: Unexpected.

24 FACILITATOR KERN: Well, we had the
25 ammunition in the last one.

1 MR. COOPER: No, yeah. Nothing as far
2 as, you know, up drafts. No underground tanks or, you
3 know, things like that.

4 FACILITATOR KERN: Is it -- can you
5 describe what they're finding there?

6 MR. COOPER: Other than the tree stumps,
7 I think there's been -- there's big chunks of concrete
8 that have been pulled out and stockpiled, you know,
9 similar to fillsite 5, and Brian --

10 MR. ULLENSVANG: The stumps have been
11 coming out.

12 MR. COOPER: I've been out there.
13 There's stockpiled contaminated soil. So stumps, big
14 chunks of concrete and soil, yeah. I haven't seen
15 things like cable or, you know, things like that. I
16 think there was a little bit of that there that's poking
17 out, but not a whole bun. Of stuff that -- like we see
18 in landfill E, for example?

19 A. It's looking more like fillsite 5.

20 MR. SUTTER: Craig, at this point, what's
21 your estimated construction schedule to completion?

22 MR. COOPER: I don't have my schedule --
23 yes, I do Baker Beach three is scheduled to be done --
24 completely done by -- according to this schedule -- but
25 I think we're going to finish sooner than this -- by the

1 end of October, and that would be mean all the
2 confirmation samples are done, the groundwater wells are
3 in and everything, yeah.

4 MR. SUTTER: And I don't recall. It's
5 been a little while, but maybe you could just
6 recapitulate. The final construction cost, is it within
7 budget, within the estimate?

8 MR. COOPER: Well, we don't know yet.

9 MR. SUTTER: I know, but I mean, assuming
10 that your testing and sampling pretty much follows the
11 construction, pretty much follows.

12 MR. COOPER: Yeah --

13 MR. SUTTER: What does it look like?

14 MR. COOPER: It's looking good. Notice
15 at this point we're not announcing what the bids came in
16 at. That was not a good road for us to go down. The
17 bid looked good, but it's a lump sum for a bid price.
18 Then it's unit cost. If it goes over the volume that is
19 predict predicted. So it all depends on the volumes
20 that we encounter and the waste types of, you know, the
21 volumes of each waste type.

22 So so far, you know, I'm optimistic that,
23 you know, we're going to stay, you know, well within the
24 RAP cost estimates for our selected remedy, and -- yeah.

25 MR. SUTTER: Were your unit price bids

1 comparable to four and five?

2 MR. COOPER: Yeah. In the ballpark,
3 yeah.

4 MR. BOGGS: You ended up with the same
5 contractor, didn't you?

6 MR. COOPER: It's a different contract.

7 MR. BOGGS: Different?

8 MR. COOPER: 4 and 5 we had E, R and G,
9 and this one is performance excavators. Performance
10 excavators ask the contractor that we had that did the
11 Crissy Field ski ranch cleanup and 1065 Phase I, was
12 performance excavators.

13 FACILITATOR KERN: Just one other small
14 -- maybe a trivia question, almost, but I know there was
15 a lot of thought that went into how you were going to
16 excavate the landfill, like start at the top and work
17 down so it wouldn't slide and all that kind of stuff.

18 Did you stay with that or is there -- did
19 you go with a different scheme or --

20 MR. COOPER: I think that's pretty much
21 the strategy is that we're working in the upper reaches
22 first and -- then going, you know -- working down from
23 there. I don't know all the details regarding that.
24 Jennifer on my staff has been doing that.

25 MR. ULLENSVANG: There's that plug of

1 soil that we left at the lower part of the site, called
2 A-2 and will not be touched until sufficient Phase II,
3 to reduce any risk of, you know, the weight falling when
4 we remove the bottom.

5 FACILITATOR KERN: Right.

6 MR. PONTON: I would add it's worth
7 looking at.

8 MR. COOPER: Yeah.

9 MR. PONTON: It's a lot less scary and
10 threatening. It's pretty amazing, actually.

11 FACILITATOR KERN: Can we go down on the
12 site?

13 MR. COOPER: You can. You can park your
14 car. By the late afternoon, early evening, all the
15 workers are gone and, you know, there's a place to park
16 your car next to the site, and if you just stand there
17 at the gate, you can, you know -- you can -- you can get
18 a good idea of what's going on, and then if you went
19 down to Baker Beach and looked up, you know, that's
20 another good vantage point. It's -- you're really not
21 supposed to be walking around the site at this point.

22 FACILITATOR KERN: Okay.

23 MR. COOPER: I can't advise you to do
24 that.

25 Okay. Yeah, so please take a look. It's

1 interesting. So far it's been working out, you know,
2 getting the trucks in and out of there. We have got --
3 we've got flaggers at each side of the sites. We've got
4 signs that, you know, warn -- you know, drivers about
5 what's going on, and we have, of course, the trucks have
6 to basically -- when they're going down Lincoln
7 boulevard, they have to pass the site. They go down to
8 the Baker Beach parking lot. They turn around there.
9 They have to go a flagger there, because when they have
10 to swing wide, right in front of building 1750, when
11 they come out of the parking lot.

12 MR. ULLENSVANG: They have to work
13 backwards. It's a one-way road. They reverse the
14 traffic for the trucks only, and that road is closed
15 during trucking operations to all traffic except Muni.

16 MR. COOPER: Right.

17 MR. ULLENSVANG: So the flaggers can put
18 so the buses don't hit the trucks.

19 MR. COOPER: So he must have to swing out
20 because there's a flagger there.

21 MR. ULLENSVANG: But it's easier for them
22 to come out that way. Most of the trucking occurs early
23 in the morning.

24 MR. COOPER: What's been great, you know
25 how we were concerned about whether the trucks were

1 going to back in, and right now they've been able to
2 work out a path there, so they go in head first and it
3 is there's big enough of a work area on top for them to
4 turn around and come back out. Maybe at the very, very
5 end of the project, Jennifer told me that they might
6 have to do some some backing in, but for the most part,
7 most of the waste will be done going and turning around.
8 So that helps a lot.

9 Okay. Our next big, you know, project is
10 this RAP three, which now -- which includes Baker Beach
11 one and two and a whole bunch of additional sites. It's
12 actually a total of 31 CERCLA sites are in RAP three
13 now. The trust has been -- we have we have a draft of
14 the RAP and we've been working on it with Brian to
15 revise turtle drive, and one of the revisions we've
16 made, as I said in the meeting minutes, these two sites
17 from the come sorry P X site. We're now transferring
18 them to RAP three, and they're going to be decided
19 there.

20 We've doing this cultural landscape
21 assessment to figure out how to stage our -- you know,
22 our crane at Baker Beach one and two and how to set up
23 our work -- how to set up our work zones there and make
24 sure that we don't cause an adverse effect to any
25 cultural or historic fabric there.

1 And in fact the last bullet, the remedial
2 design process underway, especially for the Baker Beach
3 one and two project, it's very complex. We have -- we
4 have a set of working meetings organized with the park
5 service to set up like how we're going to do trail
6 closures there and what's our transportation plan going
7 to be and what's our -- based on the results of the
8 archaeological and cultural landscape assessment, how
9 are we going to protect those root sources.

10 We're going to meet with the biological
11 and natural resources people, also, so lots of people to
12 coordinate with so to make sure that we get the remedial
13 design correct.

14 We also have sent out a fill sampling plan
15 recently to all stakeholders to get -- to collect a
16 little built more data for a couple more RAP three
17 sites. You know, for the Baker Beach one, two sites, we
18 already did this -- we did a big characterization study
19 last year, and we also did that at Nike Swale. We went
20 out and took a whole bunch of samples at Nike Swale.

21 After taking a look at this again, there's
22 like four more sites that we'd like to collect some data
23 just to make sure that we can write the remedial design
24 as cost effectively as possible.

25 We really don't need this information for

1 the RAP. If it gets in in time for the RAP, that's
2 gate. If it doesn't, that's okay. We just need a
3 picture incorporated into the remedial design.

4 Okay. So that's it on the CERCLA program.
5 On petroleum we have, we have 1065, which is been -- we
6 have an interim action project going on there. We
7 finished Phase I and we issued our Phase I completion
8 report out to everybody, and so that's available for
9 review.

10 On Phase II, it's going to be coordinated
11 with this water treatment plant and, yeah, we hope to
12 get started on that. Actually there's well
13 installation. It's going to be installed in association
14 with the interim action Phase II, and we hope hope to do
15 that very early July or early August.

16 That's 1065 at Commissary P/X. We're
17 working on the corrective action plan, which is a
18 petroleum version of a RAP. It was due to the Regional
19 Board last month, and I had to ask for a thirty-day time
20 extension and I hope -- hopefully that's enough time,
21 and we need to get this to the regional board by July
22 30th.

23 FACILITATOR KERN: On -- on the time
24 extensions, you ask that from Bob or Jim?

25 MR. COOPER: It depends on who the lead

1 is. For the petroleum projects, it's -- Jim's the lead,
2 and then for the CERCLA projects, the requests go to
3 Bob.

4 FACILITATOR KERN: They actually give
5 them to you, the extensions?

6 MR. COOPER: Yeah. I have to explain,
7 you know, what happened and what's going on and, you
8 know, so far.

9 FACILITATOR KERN: Is there any -- I, I
10 mean, reason that you wouldn't give them? What would
11 you do if you didn't want to, what would happen? Is
12 there any enforcement possibility.

13 MR. BOGGS: Enforcement would be a couple
14 of steps down the line. You know, through discussions
15 and et cetera if things couldn't be resolved.

16 The MOA is a binding agreement.

17 MR. COOPER: It's in agreement.

18 MR. BOGGS: It's an agreement. It's a
19 binding thing that they could follow-up with an
20 enforcement action.

21 When I ask my management, they always -- I
22 mean their first question is well, why are they
23 delaying? Are they delaying just to delay it or is
24 there some reason?

25 Most of these, there's some reasonable

1 justification, and it's really just a short delay that
2 they're asking for. It's not -- it's not like them
3 saying oh, we're not going to do this for five years.
4 It's like in 6A, during the CEQA process, the ship a got
5 involved and we really didn't fit in that time --
6 account for that, so these little obstacles that come
7 up, as long as they're making progress towards the end,
8 my agency will approve it pop upon I have to go to our
9 executive officer with Craig's request and explain why
10 there's a delay. I can't issue -- once an order is
11 issued, it's only tasks, deliverable or approved by the
12 E O, or changes can be only made by the E O. It's
13 getting -- it's not always easy, and in terms of
14 enforcement, we look -- the order has enforcement built
15 into it, but we also look at how cooperative the people
16 have been that have been named on the order are in
17 executing the requirements of the order, and like Bob
18 said, any weird things that come up that are unexpected,
19 but it's not a slam dunk. We've always granted -- so
20 far we've granted them, but it's -- and I imagine that
21 we will be sympathetic to delays, but it's not that
22 easy.

23 MR. COOPER: I would -- right. There are
24 -- with respect to both these schedules, I -- I am
25 talking about the time extension ones, but belief

1 believe it or not, there are deadlines that we do meet,
2 and there's several that we meet actually well before
3 the -- the deadline, and some that we meet on the day of
4 the deadline. In fact, there's some things due July
5 15th. There is -- yeah. Well, enough on that.

6 Graded area 9. I think we talked about at
7 the RAP committee meeting that there was a possibility
8 that we might be able to get some sand from the garage
9 excavation project at the de Young Museum, and I -- I
10 showed you a budget full of the sand that appeared to be
11 really good quality that we might be able to get.

12 Well, George has basically, you know, has
13 been putting almost all of his time into this, dropped
14 all of his other projects to see if this was a feast
15 feasible and viable project, because it had a lot of
16 exciting, beneficial purposes for not only the
17 remediation program, but for the restoration program at
18 the trust -- at the Presidio.

19 So it looks like it's going to happen, and
20 we would be moving about 40,000 cubic yards and placing
21 it on graded area 9 of this high quality do you know
22 sand, and we'd be able to use -- it would be stockpiled
23 there and then when the -- if the Landfill 8 and 10
24 remedies need do you know sand like we think that they
25 will, we will be able to borrow from that stockpile and

1 use it and then the balance can be used for habitat and,
2 knew, restoration at the graded area 9 site itself.

3 You know, we at the trust, we're doing
4 this at some risk in the process because we don't have
5 DTSC's -- and the regional board's approval that this is
6 a no action site or what the remedy is at this
7 particular site, so it -- it's -- we're doing this at
8 some risk, but the problem is that there's only a short
9 window of opportunity to get this sand and the
10 excavation work at the de Young Museum is going to be --
11 at least for the garage, where they're digging into the
12 do you know sand, is going to finish in a month or two.
13 So it's -- we talked about it internally and we decided
14 it was a risk worth taking, and it's going to cost us
15 about \$300,000, you know, or more -- 300 to \$400,000.
16 That's for the -- all we're basically paying for is the
17 transportation of the sand from the Golden Gate park to
18 graded area nine, and we had to do a lot of planning and
19 meeting and things like that, but that's the cost.

20 You know, the value of the sand, if we
21 tried to purchase it on the market, you know, is over a
22 million dollars.

23 MS. TRIGIANI: And we would have had to
24 purchase it for this purpose?

25 MR. COOPER: Mm-hmm, yeah. That's the

1 way the feasibility studies were going, that there was
2 not an on-site source that we could, you know, tap into.

3 MS. TRIGIANI: So we saved six to 700,000
4 for sure? Can we say that?

5 MR. COOPER: I would be able to say that
6 after we get the sand there and everything turns out,
7 you know, the way I am expecting it to, no glitches and
8 no unexpected costs.

9 MS. TRIGIANI: Well, I would recommend
10 that you make it widely known whatever the final amount
11 is, that this was -- that you did a good job, a good
12 thing was done.

13 MR. COOPER: Yeah.

14 MS. TRIGIANI: Whatever the amount is
15 saved.

16 MR. COOPER: You know, I know that some
17 people are going to be asking questions. We're going to
18 put up signs just like we do at remediation sites, we're
19 going to put up signs and explain to people what's going
20 on there.

21 MS. TRIGIANI: You mean in terms of the
22 inconvenience of the transportation?

23 MR. COOPER: No. Is this going to look
24 weird? A big sand pile stacked up there, you know, next
25 to the road?

1 MS. TRIGIANI: They can paint it green
2 the way they did the one over by my house, which it
3 turned out they planted.

4 MR. COOPER: Right. It was an
5 intentional planting. I think we thought about that. I
6 don't think we're going in that direction right now. We
7 do have to do a storm water pollution prevention plan,
8 so we do have to think through to make sure that this
9 sand doesn't, you know, wash away and get into gutters
10 and things like that.

11 If it does sit there for a long time, we
12 have to be concerned about -- that the wind won't get to
13 it and will push it over to battery call field road
14 there. So we might have to -- which isn't the end of
15 the world, you know. We can push it back if it gets too
16 close to the road, but it does mean that we need to
17 encourage ourselves to move forward on the landfill 8,
18 ten project, use the sand as we see fit and let the
19 restoration people make good use of it for their project
20 at this site.

21 MR. SUTTER: How are you confirming that
22 this sand is clean fill?

23 MR. COOPER: I'll talk to George about
24 that. I don't know if we're taking samples in advance
25 or not. I mean, it's just based on its location it.

1 MR. SUTTER: I mean, if the geology, you
2 know, clearly indicates that it's do you know sand and
3 hasn't been, you know, in any way subject to
4 contamination, I suppose that's adequate, but I would
5 assume that's -- that you're doing some kind of checking
6 to make sure of that --

7 MR. COOPER: Right.

8 MR. SUTTER: -- that it's clean.

9 MS. YAROS: Craig, is this the project
10 where originally the sand -- they were trying to figure
11 out how to bring sand up from Monterey, that area?

12 MR. COOPER: Correct, right. That means
13 we won't go to go to Monterey or some off-site source,
14 expensive off-site source for this kind of high quality
15 do you know sand that we're getting it at a, you know, a
16 pretty good price from Golden Gate park.

17 MS. YAROS: And if it's coming from the
18 de Young, who gets the \$300,000?

19 MR. COOPER: Took place the construction
20 contractor, basically. That's who we're paying.
21 They -- when they bid this project out to build -- build
22 these garages, they -- they assumed in their -- in their
23 bid that they would be -- that there would be some
24 limited market or or some market for this sand, and so
25 they set up their bidding process with the hope that

1 they would be able to sell it.

2 MS. YAROS: Really?

3 MR. COOPER: And here we are buying a big
4 portion of it Blum.

5 MR. COOPER: Yeah.

6 MS. CHEEVER: To clarify, it's not from
7 the de Young Museum. It's from the con course garage
8 project?

9 MR. COOPER: Yes. It's from the con
10 course garage project. The contractor, I think it's
11 called Peak Engineering. The contractor who's building
12 that garage, that's who our procurement request is going
13 to.

14 FACILITATOR KERN: Jan, you had a
15 question.

16 MS. BLUM: I wanted to ask. If you use
17 the sand for the remedies mentioned up there, will you
18 still need additional sand or will you have sand left
19 over if those remedies go through?

20 MR. COOPER: Yeah. Again, the -- right.
21 The eight, ten remedies would not take all the sand.
22 There would be a significant portion of sand left at
23 graded area 9 for -- forest -- for habitat restoration
24 at that -- at that site.

25 MS. BLUM: I'm just wondering if you had

1 overlapping sand, if if you offered some of it to NPS to
2 Crissy Field where they have really bad sand.

3 MR. COOPER: Well, I'll leave that up
4 to --

5 MR. ULLENSVANG: Jan, we're already
6 working with the trust to arrange delivery of sand to
7 Crissy Field in conjunction with there.

8 MS. BLUM: Good. Okay.

9 MR. ULLENSVANG: So --

10 MS. TRIGIANI: Will you guys pony up some
11 of the cost?

12 MR. ULLENSVANG: I believe the Park
13 Conservancy is, but it it will be in conjunction with
14 work.

15 MR. COOPER: You're going to be use the
16 graded area 9 stockpile?

17 MR. ULLENSVANG: No. I think it's a
18 directship.

19 MR. COOPER: I know the Park Service had
20 something in the works, but it sounds like they've
21 worked something out. Good.

22 MS. YAROS: Craig, not to driver it into
23 the ground here.

24 MR. COOPER: Mm-hmm --

25 MS. YAROS: The \$300,000 that the

1 contractor gets, that's just his labor?

2 MR. COOPER: Trucking costs.

3 MS. YAROS: He said that he knew there
4 would be a market for this --

5 MR. COOPER: Well, yeah, that somebody
6 would want to take it, and I don't know what he's
7 selling sand to other -- to other parties, you know. So
8 basically he was able to put in his bid that he didn't
9 have any disposal costs associated with this sand. So
10 he was going to be able to pull this sand out and get
11 rid of it for -- at least at a minimum for free. He
12 wasn't thinking that maybe he would be making a profit
13 on it or anything like that, but just, you know -- he
14 didn't have a line item in his bid to build the garage,
15 cost to dispose of sand. He was banging on that the eye
16 at the that he would be able to find parties to at least
17 take -- get -- take the sand off of his hands,
18 basically, yeah.

19 MS. YAROS: Okay.

20 MR. COOPER: Okay. And if things go the
21 way we're thinking is that in -- later on this month,
22 sand will start arriving. Hope this goes okay.

23 Some other petroleum projects real fast.
24 The 207/23 one, very important petroleum corrective
25 action project area. We're putting together our -- we

1 went through a big data collection phase last year and
2 we're putting together a report, and building 1349, we
3 started working on a cap. We put that on hold a little
4 bit because we wanted to -- we were learning some stuff
5 as we were putting together the cap for the Commissary
6 P/X. So when we work out the wrinkles on the Commissary
7 P/X cap, we'll start working on the 1349.

8 We've sent out -- we've recently
9 discovered a couple minor contingency sites. There was
10 a previously unknown tank at building 35, which is, you
11 know, the base renovation project, and we sent out
12 notices on that. It's pretty a no problem type tank.

13 Upon inspecting the tank, there was no
14 holes in it and no leaks were apparent.

15 And then over near Pilot's Row. You know
16 where that is? That's over at the -- over where the
17 Golden Gate Bridge comes into the trust -- the
18 residential neighborhood over there, the trust utility
19 department was putting in a trench above Hoffman Street
20 and they came across some stained soil and -- which was
21 excavated out, and we're going to be taking a sample
22 there.

23 Basically the follow-up work there will
24 follow our new, you know, petroleum contingency site
25 plan that we've recently issued to the Regional Board.

1 And these are some pretty poor quality
2 pictures of the removal of the tank at building 35.

3 Groundwater monitoring keeps on happening.
4 Nothing new there. Just as I said, we've issued our
5 contingency action and contaminated soil management
6 plan, which is required by our new order under the
7 regional board order, and it was sent out on June 17th.

8 We've -- I think I've mentioned before in
9 the past that at our mediation sites where we think
10 there are serpentine soils that we might be digging into
11 when we do clean closure, we follow the same type
12 process we did at fillsite 5. Remember at fillsite 5,
13 we did some sampling of the serpentine soil, checked its
14 naturally occurring asbestos level and then we did some
15 respirator type, you know, breathing zone type
16 monitoring also just to make sure that working in this
17 area is safe, and that report is in the works and will
18 come out pretty soon.

19 Another project, you know, one thing that
20 we talked about as an action item, I want to talk about
21 this, is I'm getting a little frustrated with the lack
22 of progress now with -- by the Army on the mustard agent
23 bottle site, and just their general follow-up on the
24 other archive search report sites, such as the Baker
25 Beach site. You know, I think the Army responded, you

1 know, well originally to the mustard agent problem, and
2 I think they did a good job on the archive search
3 report, and then ever since that document has come out
4 now, it's -- it's -- I haven't seen, -- you know, I've
5 called Bruce Handelman a couple times and he says he's
6 doing this interim kind of risk assessment and next
7 steps memo to be able to outline to us about, you know,
8 what is he going to do with the mustard agent site and
9 which of those sites identified in the archive search
10 report, you know, need additional follow-up, at least
11 from the Army's perspective, and we keep -- we've been
12 waiting for this memo now for --

13 MS. TRIGIANI: Can your boss call his
14 boss or it doesn't work that way?

15 MR. COOPER: Yes. That's a possibility.
16 We have three -- three options here. You know, the trust
17 can try to assert pressure, DTSC, because it's a
18 hazardous substance issue can try to assert pressure,
19 and you guys can write a letter yourself, and that's
20 what I'm basically hinting at here is that if you wanted
21 to kind of take this on and -- and just express, you
22 know, concern, and have the process keep going and that
23 we got offer to a good start and now what, you know,
24 type letter.

25 That's something I think might be a good

1 idea.

2 And Craig middle ton can say put a cover
3 letter on top of that and, you know, support -- support
4 that letter. I know that Bob one time mentioned that
5 DTSC was interested in maybe encouraging the Army to
6 move it along, so --

7 MS. TRIGIANI: Do you have the chain of
8 defense captured in any one place already.

9 MR. COOPER: Um --

10 MS. TRIGIANI: In a report anywhere?

11 MR. COOPER: Some kind of time line?

12 MS. TRIGIANI: Or anything capturing what
13 happened?

14 MR. COOPER: I've got a timeline, yeah,
15 put together. I could send that to you. It's kind of
16 -- as far as like the last twelve months, I haven't been
17 updating it like --

18 MS. TRIGIANI: Right.

19 MR. COOPER: Because it's been a lot of
20 false starts.

21 When was that archive search report sent
22 out? It's been.

23 MR. BOGGS: Almost a year.

24 MR. COOPER: Almost a year, yeah.

25 MR. BOGGS: It's been maybe talking about

1 having the decision last December.

2 MR. COOPER: Yeah. I think it's really
3 time, you know, for us, you know, -- if you think the
4 trust should write a letter, I can take a stab at
5 something, but if you guys want to consider writing a
6 letter, too.

7 FACILITATOR KERN: June.

8 MS. CHEEVER: I favor doing it, I wanted
9 to clarify with you, since we might be taking the ball
10 or trying to. What do you think we should be asking for
11 at this point? They have said the next stage is the.

12 MR. COOPER: You know what? --

13 MS. CHEEVER: The risk assessment?

14 MR. COOPER: Yeah. Where they kind of
15 categorize which sites in that archive search report
16 have sufficient writes risk where they need to do more
17 follow-up work, be it sampling or better location
18 information or whatever, you know. It's that, and I, --
19 you know, maybe -- Bruce, I don't know if he actually in
20 his presentation to us -- I forget if he had -- maybe he
21 can look at his own presentation and see what he said
22 what next steps were.

23 MR. ULLENSVANG: I don't think he said
24 anything.

25 MR. COOPER: If he was very specific,

1 yeah.

2 MR. BOGGS: I think he just indicated
3 about the risk assessment. That was about it.

4 MR. COOPER: Right.

5 MR. BOGGS: That that was the next step.

6 MR. COOPER: Yeah. So you can put --
7 yeah.

8 MS. CHEEVER: I guess from the public's
9 point of view, one problem is that the area's fenced
10 off. I don't know if that will soften the Army's heart
11 that we don't like having part of the Presidio fenced
12 off. If there is a risk, we'd like to know that.

13 MR. COOPER: Exactly.

14 MS. CHEEVER: You and other people whose
15 field this is have read the report.

16 Do you feel like there is a risk or --
17 what will they know that you don't know from reading the
18 report?

19 MR. COOPER: Well, you mean -- well, the
20 Army, they have a team of experts that, you know, really
21 have a lot of experience about how to do kind of
22 relative risk on which sites really do need follow-up
23 work.

24 And so, you know, I'm --

25 MR. ULLENSVANG: So they had agreed to

1 have their expert look at it and test the risks.

2 MR. COOPER: Right.

3 MR. ULLENSVANG: Whereas the rest of it
4 would be educated, but not specialize on that.

5 MR. COOPER: Exactly.

6 MR. ULLENSVANG: They've also suggested
7 there may be some additional photo investigation work
8 that they could do looking at historic photographs,
9 which might yield additional information.

10 MR. COOPER: Right. Especially with
11 respect to help pinpoint, you know -- the archive search
12 report did a good job at some of the sites.

13 As far as pinpointing exactly where to
14 look is still a little vague, so the better you can kind
15 of hone in on where you think that kind of activity
16 occurred, that will help.

17 MS. TRIGIANI: When you put the question
18 to Bruce, what was his response?

19 MR. COOPER: I'm working on it. It's
20 gone under internal review. I've had a conference call
21 with folks in Maryland. It's -- it's several -- yeah.
22 I don't think that he personally has dropped the ball.
23 I don't think he's personally pushing it very hard,
24 either, you know, but he does, you know -- but it seems
25 like they're not able to get this document out -- out

1 the door for some reason, and I -- I don't know exactly
2 why, and I don't want to hazard a guess.

3 FACILITATOR KERN: John.

4 MR. BUDROE: If Rob wants to write him a
5 letter to try to shake loose the cobwebs, it might be
6 worth thinking about cc'g a couple of additional people
7 on it, cc Dianne Feinstein, Barbara Boxer, Nancy Pelosi.
8 I think this all falls under the heading of constituent
9 service.

10 FACILITATOR KERN: I'm wondering for
11 purposes of the agenda, should we put this item under
12 new business and cover it in a time and let Craig finish
13 this or do we want to handle this now? Let's move the
14 whole discussion of actually doing this to new business
15 and we'll let this -- let your presentation go.

16 MR. COOPER: So here are the lead based
17 paint program. We have revised our lead plan base and
18 making very minor edits to the plan itself, which is
19 kind of a quasi RAP, and our technical approach work
20 plan is basically the details of how we implement the
21 plan, how do we take samples looking tore lead
22 contamination, how do we dig it up and how do we confirm
23 that the sites are clean, and anyway, we -- we've done
24 some edits to that and we got a few comments from DTSC,
25 so we've incorporated all those edits and recently sent

1 it back to DTSC, and the next step would be to do -- we
2 need to get CEQA clearance on this particular document.
3 It's not a RAP per se, but it is something that DTSC
4 would like to have CEQA comment on. So that would be
5 the next step in the process.

6 But in the meantime, it's not holding up
7 work. DTSC feels comfortable based on the review of the
8 draft plan that we -- the trust is doing the right thing
9 as far as addressing these sites. So the cleanups are
10 going forward, at least to the extent that the trust can
11 do them.

12 So the schedule is going on and, you know,
13 it's updated every six weeks or so, and just -- I think
14 everybody knows this. This is my last comment. It's
15 just to stay focused on RAP three and RAP three, you
16 know, and the associated designs, at least they're
17 difficult designs for the sites associated with each of
18 these RAPs. That's in the works right now in 2004, and
19 the trust really needs to make a lot of progress on
20 those two RAPs and the associated designs in 2004, and
21 this coming winter and spring, in order for us to roll
22 out our 2005 construction starts the way we want. So
23 that's the real stressor on at least me and George and
24 some of my staff members and Brian and everybody to see
25 if we can get those RAPs and design, you know, in good

1 shape and through all the procedures so we can start our
2 2005 construction sites.

3 This just lists a few of the time
4 extensions that I've requested. I make a list of all
5 the things that we've submitted over the past couple
6 months on time, and I'm sure many of these things are
7 some of the things that we submitted on time, and here's
8 a sampling of some recently released documents that
9 we've sent out. Here are some that are coming out
10 relatively soon later this month or early August, and so
11 if you call that shocking. They're things that need to
12 get done.

13 On the budget issue, as you know, I've met
14 Alan Jessup, our new financial analyst. He and I and
15 George are working on doing basically a whole program
16 wide revamp of our cost estimate, and I'm scheduled to
17 go through the Trust Board on July 29th and with the
18 results of our revised program progress.

19 So thank you very much.

20 MS. YAROS: Thank you.

21 FACILITATOR KERN: There's a question
22 from Ed.

23 MR. CALLANAN: What is meant by the
24 enforcement by the regulatory agencies? If they don't
25 extend the deadline, what enforcement possibilities are

1 there? What does that mean?

2 MR. COOPER: Well, when I was a
3 regulator, it depends on the -- you know, the settlement
4 agreement. This consent decree that we have with DTSC
5 and the order, there's -- there's avenues that the
6 regulatory agencies can do. I mean, usually they -- you
7 know, and it's financial penalties, basically is what
8 they -- that's the -- the stick that they have to try to
9 enforce the schedule, and their ability to enforce those
10 financial penalties are -- are kind of -- well, are
11 connected to the way the order is set up and the consent
12 agreement is set up.

13 So -- but basically it would be financial
14 penalties on what they -- yeah.

15 MS. CLEEK: Have there ever been a
16 financial penalty to date?

17 MR. COOPER: Against the Presidio trust?

18 MS. CLEEK: Yeah.

19 MR. COOPER: Not to my knowledge, no.

20 MS. BLUM: Craig, on the soon-to-release
21 units, you've got Crissy Field optimal unit
22 implementation report.

23 MR. COOPER: Right.

24 MS. BLUM: Final certification request.

25 What is that?

1 MR. COOPER: Okay. Remember, it's over a
2 year, we -- the trust sent in to DTSC our report saying
3 that, you know what? We think we're completely done now
4 at DEH.

5 The Army did the cleanup work, the trust
6 has been doing follow-up groundwater monitoring and we
7 suggested this be sent to DTSC, and DTSC said maybe you
8 should monitor a little bit more, and so we did that,
9 monitor the groundwater now, and so we -- we did a
10 little bit more groundwater monitoring, and then I put
11 that into a data report, so -- and sending it back to
12 DTSC.

13 So it's just basically a little bit more
14 groundwater monitoring.

15 MR. ULLENSVANG: Jan, you were asking
16 about Crissy Field, right?

17 MR. COOPER: I thought you said DEH.

18 MS. BLUM: Crissy Field operable unit.

19 MR. COOPER: My mistake. Crissy Field,
20 just basically the same story. DEH operable unit was
21 the small operable unit at the Far East -- east beach
22 area, and Crissy Field operable unit is that humongous
23 operable unit that the Army did.

24 Same type thing, though, but this will be
25 -- this report that we're going to be sending to DTSC by

1 July 30th is our first submittal of this, right? We
2 have not --

3 MR. ULLENSVANG: Well, the Army did
4 construction on there.

5 MR. COOPER: Right.

6 MR. ULLENSVANG: So they did a whole
7 bookshelf of reports to describe the data, but they
8 never pulled all the documents together to describe
9 whether they are variations of what they were supposed
10 to do and what they did do, and why those were and
11 weren't important.

12 MR. COOPER: Right.

13 MR. ULLENSVANG: The trust has gone and
14 completed a lot of things that the Army didn't complete.

15 MR. COOPER: Right.

16 MR. ULLENSVANG: For the most part, those
17 were things that were negotiated prior to the transfer.
18 The Army transfer to the trust was during the Crissy
19 Field cleanup. A number of tasks weren't complete.

20 This document assembles all these other
21 documents into a road map. It summarizes them, it --
22 where there were variations from what was supposed to be
23 done, it describes the variations, why they are or
24 aren't important and how -- and for the most part
25 describes why the remedy was successful at Crissy Field.

1 MS. BLUM: Okay.

2 MR. ULLENSVANG: Hopefully the state will
3 agree with that and then Crissy Field will be done.

4 MR. COOPER: Right.

5 FACILITATOR KERN: Craig, on the -- your
6 last item, it kind of matched one of our items from the
7 last meeting, so I think I'll check in with you on the
8 presentation to the board on the financial stuff.

9 MR. COOPER: Mm-hmm.

10 FACILITATOR KERN: Do you think you'll
11 feel comfortable talking at all about that at our
12 committee meeting or --

13 MR. COOPER: Um --

14 FACILITATOR KERN: Do you have a feel for
15 --

16 MR. COOPER: I think so.

17 FACILITATOR KERN: -- the sensitive
18 nature of all that?

19 MR. COOPER: Exactly. Right. I don't
20 recall enough board members if I do do it on the 27th.
21 I'd like to do it, to do kind of a dry run with you guys
22 on the 27th before the trust board meeting, and
23 hopefully it won't get me into too much trouble and --

24 MS. TRIGIANI: How much time do they give
25 you?

1 MR. COOPER: It's very short. We're
2 talking five to ten-minute, you know, presentation.

3 MS. TRIGIANI: So when you say "dry run,"
4 actual rehearsal?

5 MR. COOPER: Yeah. The rehearsal of what
6 I'm going to say to the trust. Why not?

7 Basically as far as information -- it's
8 just get your expectation in the right place. You'll
9 basically be seeing the same thing I'm going to show the
10 trust board, and it's going to be a -- the bottom -- a
11 little bit about what the -- what program wide revised
12 cost estimate is and what the objective of this task
13 was, and then what the result was, and so eyes it's
14 basically -- it's going to have all the costs rolled up.
15 It's not going to present a kazillion cost estimates.
16 I'm going to show the program costs on the CERCLA
17 programs on how much we think it's going to cost at
18 completion, petroleum program at completion, lead
19 program at completion, administration at completion, add
20 it up, see where we stand, and then maybe some -- and
21 then something about, you know, cost trends, cost
22 savings, what are we -- you know, that type thing.

23 Some eye envisioning three -- three Power
24 Point slides and only three at this point, so.

25 FACILITATOR KERN: Are you getting a feel

1 for these new estimates with Alan, are there any -- is
2 there good news; is there bad news? Is there any sense
3 of it yet?

4 MR. COOPER: Too early. I'll let you
5 know on the 27th.

6 FACILITATOR KERN: Any other questions
7 for Craig?

8 Thanks very much for that, Craig.

9 I thought we'd check in with things. We
10 have -- it's about 8:25, and we might take a break. We
11 have the -- some discussion from Bob and Jim. This
12 discussion about Army letter, reviewing action items.
13 We could just continue through and not take a break or
14 take a break.

15 MS. YAROS: Continue.

16 FACILITATOR KERN: All right. I'm
17 hearing mostly continue, so we'll do that.

18 MR. COOPER: Is the court reporter okay?
19 Yeah.

20 FACILITATOR KERN: Bob, Jim, regulatory
21 status update.

22 MR. BOGGS: One thing I have to report is
23 that our agency director has recently been replaced by
24 the governor, so we now have a new director. We don't
25 really know how that's going to pan out.

1 Along with that, there's also some
2 discussion of some agency reorganization, particularly
3 with the Water Board and DTSC and some of the other
4 agencies, as well, Waste Management Board.

5 Those changes they don't expect to happen
6 any time soon soon, but regardless of all these changes,
7 they say that this program with military facilities is
8 secure and safe at this point.

9 So although there's changes going on, it
10 shouldn't affect the Presidio at all.

11 FACILITATOR KERN: Okay.

12 MR. BOGGS: That's about it for me.

13 MS. PASSERO: I have -- who's the new
14 director.

15 MR. BOGGS: His name's Bebe and I don't
16 remember his full name. We had a pretty good --

17 MR. BUDROE: Bebe Blevins.

18 MR. BOGGS: Yes. And he's got more of a
19 political background than an environmental background.

20 MR. SUTTER: No shit.

21 MR. BOGGS: And he seemed like a very
22 personable guy, but we can't say anything about him at
23 this point as far as his position on things and how he
24 will try to change the department.

25 MR. ULLENSVANG: Do you know where he

1 came from, his most recent past.

2 MR. BOGGS: Are you familiar? He was --
3 he was similar at another state agency?

4 MR. BUDROE: I think he was under
5 secretary at Cal-EPA under Wilson.

6 MR. BOGGS: Okay. He's got an
7 archeological background.

8 MR. SUTTER: Archeology. You mean he's
9 an expert on casinos and getting money from casinos?

10 MR. BUDROE: He knows where the bones are
11 buried.

12 FACILITATOR KERN: Thanks, Bob.
13 Anything for Bob? Jim.

14 MR. PONTON: Not that much to add,
15 except -- I just want to make clear that, you know, we
16 seek financial penalties, you know, as a last resort.

17 Typically when people are cooperative as
18 the Presidio's been cooperative, you know, that is --
19 owe that's factored into it. Things change. We're
20 sensitive to that, and also we're not always the best at
21 turning things around in thirty days, either, at our
22 side.

23 Other than that, you know, we're really
24 busy and I -- from a personal perspective, I think we're
25 really complicated to make the restoration plan for

1 fillsite 6A move through as quickly as possible as the
2 agency. I think I've plugged the right people together
3 into the process to speed it along so that maybe we can
4 get construction started before the rainy season, and
5 that's about it. So it's working.

6 FACILITATOR KERN: Okay.

7 MR. CALLANAN: Is the money that you
8 would collect in enforce lettering to general fund or a
9 special fund for your agency?

10 MR. PONTON: I don't know. I think it
11 goes to the general fund, although we do seek -- we do
12 get money in minimum penalties that go to -- if someone
13 has broken the law, they can do a mitigation project, do
14 a restoration at some other place in our region. So the
15 money can be diverted into a -- into a cleanup or a
16 needed area.

17 But that's a good question, Ed. I don't
18 know. I'll check and get back to you. I know I don't
19 get it.

20 MR. CALLANAN: Too bad.

21 MR. PONTON: I can say that.

22 FACILITATOR KERN: All right. Thank you.
23 Turning to new business, we do have an item. It's the
24 possibility of writing a letter to the Army regarding
25 the archive search report sites, and that's also

1 interesting base that was on our February 2004 action
2 item list of something that we wanted to track.

3 So I guess to make this item get a sense
4 from RAB members, just from what you've heard already,
5 does it seem like a good idea -- Bob, yes.

6 MR. BOGGS: Well, as you may want to vote
7 on this, I'll just add a little input to how you may
8 want to proceed, because my agency actually does have a
9 letter in the works and it's in peer review right now,
10 and it can get put on new letterhead.

11 It may be beneficial to see what kind of
12 response we get. I can update you at the next RAB
13 committee meeting. They will have definitely received
14 it by then and see if we get a quick response or if not,
15 maybe you might want to take some action on your own.

16 FACILITATOR KERN: Dave.

17 MR. SUTTER: Yeah. I don't think we
18 should jump into the fray well the bureaucratic routes
19 have been exhausted.

20 FACILITATOR KERN: Okay.

21 MS. TRIGIANI: I agree with that. I -- I
22 understand Craig's suggestion of kind of a three pronged
23 approach, but I'd like our prong to be left until the
24 state has gone through the Trust and communicated with
25 the Army, and then I'm not sure that's what you had in

1 mind, Dave, but I would kind of rather see the people
2 who are paid to do this deal with it.

3 MR. SUTTER: Well, I mean, there are --
4 there are bureaucratic actions that have yet to be
5 exhausted, so I think, you know, before we get
6 political, these bureaucratic processes should be --
7 should be completed, everybody if it takes about a month
8 or two.

9 FACILITATOR KERN: Other -- other
10 thoughts about the letter? Do we want to write a letter
11 encouraging the trust to write a letter?

12 MR. SUTTER: Shall we talk about the
13 feasibility of doing a study?

14 MS. PASSERO: Well, the --

15 MS. CHEEVER: Go ahead, Michelle.

16 MS. PASSERO: Sorry. I just want to
17 confirm. So there is an agency letter and then the
18 trust also plans to do --

19 MR. COOPER: Not at this time, no paths
20 pass not at this time, okay.

21 MS. CHEEVER: Well, I mean, you have --
22 you nevertheless are communicating with them because you
23 saw --

24 MR. COOPER: Oh, yeah.

25 MS. CHEEVER: You say you've made

1 frequent phone calls. One can say that project has been
2 fulfilled.

3 Bob, I wanted to clarify with you. Do you
4 think your agency will get an answer back by the July
5 27th committee meeting?

6 MR. BOGGS: I can -- I will plan on
7 following up with a phone call. I seriously doubt they
8 will be that prompt with a written response. They tend
9 not to be because of their peer review requirements, et
10 cetera. Things just -- unless it's an emergency, they
11 don't respond that fast.

12 The other condition which they may respond
13 that fast is if they have their risk assessment ready to
14 go, and in fact we just happen to be timing it when
15 they're ready to send it out, in which case they will
16 just send it as a response to the letter.

17 So part of it's just not having the
18 information from them yet other than standard O, there's
19 this happening and that happening, and we're moving
20 forward, but kind of a sustained project yet. So I
21 think at this point it's formal letters coming out, if
22 the casual communications haven't produced the result.

23 Then typically when they do get a letter
24 from our agency, they do respond. They don't just
25 ignore it.

1 FACILITATOR KERN: Is there any other
2 commentary on the subject?

3 Am I reading the group that we're going to
4 that we're going to delay action at this point does that
5 sound appropriate? Wait till we hear from Bob?

6 MS. BLUM: Mm-hmm.

7 FACILITATOR KERN: Okay. Thanks for
8 bringing that to our attention, everyone on that.

9 So we'll be prepared to do something --
10 did I miss --

11 MS. PASSERO: Jan had something. Blum Um
12 under new business, I just.

13 FACILITATOR KERN: Oh, okay.

14 MS. BLUM: I didn't want to go on with
15 the agenda.

16 FACILITATOR KERN: I'm just rattling off
17 a few thank yous. I'm doing --

18 MS. BLUM: I heard something about
19 nitrates in the water at Lobos Creek being above
20 drinking water allowable standards and it's harm harmful
21 for women who are present, and I'm wondering if you have
22 any information on that.

23 MR. COOPER: No. Are you referring to a
24 -- like a little fact sheet that the trust --

25 MS. BLUM: I'm referring to something

1 that I heard told me orally that the -- I believe it's
2 nitrates in Lois creek water had exceeded the drinkable
3 limit and I know it's the drinking water source for the
4 Presidio.

5 MR. COOPER: Right.

6 MS. BLUM: And that the level is harmful
7 for women that are present.

8 I heard that, and I'm wondering whether
9 the Presidio is going to -- whether it's true, and if
10 so, what is the Presidio going to do in terms of
11 announcing this problem. Widely so that no more harm is
12 done, if any. It was something I heard, Craig, so I
13 don't have anything in writing --

14 MR. COOPER: Right.

15 MS. BLUM: -- at all.

16 I don't know what the tests were or
17 anything about it.

18 MR. COOPER: Yeah.

19 MS. BLUM: And apparently this is stuff
20 from comes from the fertilization of properties on Lake
21 Street returning into Lois Creek. That's what I heard.

22 MR. COOPER: I'll check into it.

23 MS. BLUM: Okay.

24 Then another another issue or another
25 question, and this concerns landfill E. Let's see. The

1 internal draft is a feasibility study is under review by
2 the trust this month and it's due to the NPS in August,
3 according to that report.

4 MR. COOPER: Mm-hmm.

5 MS. BLUM: I know that the trust has an
6 MOU with the for the point historical association to do
7 cultural valuations in relationship with the ship 0 when
8 the ship 0 is viable.

9 Anyway.

10 MR. COOPER: Right.

11 MS. BLUM: I'm wondering at what point
12 you will bring those outside parties into the process.

13 MR. COOPER: Mm-hmm.

14 MS. BLUM: -- so we can avoid any
15 potential delays in the -- getting the work done later.

16 MR. COOPER: Right.

17 MS. BLUM: Would they need be involved
18 now that we have an internal draft or --

19 MR. COOPER: I --

20 MS. BLUM: When will they come in?

21 MR. COOPER: Since landfill E is in area
22 B of the Presidio, when the person I present this to our
23 N squared group, the -- you know, we get an -- NEPA and
24 National Historic Preservation Act, consulting parties,
25 and the for the point people are on the, you know,

1 distribution -- when that agenda goes out, they're on
2 the distribution list, so they know what all the
3 projects, you know, the trust, not only remediation,
4 but, you know, all the trust projects going on in area
5 B. They are identified notified. They.

6 They come to the meeting. They'll learn about
7 our remediation strategy. They'll hear our presentation
8 about it, and they'll start to -- each of these folks
9 will start to put together project conditions that they
10 will recommend. Do they want a cultural landscape
11 assessment, for example, or things like that.

12 MS. BLUM: When would that take place in
13 time in the calendar?

14 MR. COOPER: Well, like right now in --
15 next month, I would like to, you know, present -- I have
16 all the RAP three remedies, and so I haven't -- you know
17 landfill E is, you know, a couple owe is as far as --
18 you do it about a year, you know, or so before you think
19 construction's going to start. So when you start
20 working on the remedial designs, you meet with your
21 consulting parties on NEPA and National Historic
22 Preservation Act so we can get their project conditions,
23 and what we try to do is we try to incorporate all of
24 their project conditions and we incorporate those into
25 our remedial designs.

1 Basically when we start working on
2 remedial design for landfill E, at that starting point,
3 we'd want to sit down with those folks and get their
4 input, too. So that's two years away.

5 MS. BLUM: Maybe that's more of a
6 question for Allison and Hillary, then.

7 MR. COOPER: As to whether for the point
8 would -- will have a comment?

9 MS. BLUM: Based on our differing
10 schedules for working on Tennessee Hollow and what they
11 intend to achieve fairly soon.

12 MR. COOPER: Oh, I see. Mm-hmm.

13 MS. BLUM: Like this summer.

14 MR. COOPER: Right.

15 MS. BLUM: Aren't they going to have an E
16 A out this summer?

17 MR. COOPER: Yes.

18 MS. BLUM: Sum he summer.

19 MR. COOPER: I think it's going to be
20 this fall.

21 MS. BLUM: But still, we're way off in
22 terms of timing.

23 MR. COOPER: Um.

24 MS. BLUM: Blum for the two different
25 processes.

1 MR. COOPER: Well, you mean, the nchlt
2 squared folks would only comment on what is being
3 proposed in the EA, and it's within that scope, and it's
4 not presenting exact -- it's not presenting the
5 remediation of the sites at this point.

6 MS. BLUM: Okay.

7 MR. COOPER: Yeah.

8 MS. BLUM: I'll save my questions.

9 MR. COOPER: Okay.

10 FACILITATOR KERN: Well, I think what Jan
11 is bringing up, and very politely, but I think we talked
12 about it at one of our last meetings, that wouldn't it
13 make some sense that these two processes were informing
14 each other, because there's so much work being done by
15 remediation at looking at different land use issues and
16 are all those, you know, going back and forth between
17 the departments.

18 I mean, isn't that kind of the way --

19 MR. ANDERSON: Your choice is preempted
20 if they come out with a reviewed and accepted
21 environmental assessment.

22 MR. COOPER: Oh, right. The questions
23 from last -- oh, right.

24 MS. TRIGIANI: It sounds to me like it
25 is, because even when I asked the question earlier,

1 Jerry, I feel like the answer I got was they get to
2 decide what happens and then you tell him the
3 environmentally responsible way to execute what they're
4 directing you to do.

5 MR. COOPER: Right. They decide land
6 use. That's not our -- remediation does not decide land
7 use.

8 MR. BOGGS: Now, with land use, that's
9 just the minimum standards that they would have to meet
10 in the cleanup. Now if the land use was going to be
11 industrial, those are some pretty loose standards, but
12 there would be land use controls with that.

13 In many of these cases, the trust would
14 clean up the area so they don't have any long use land
15 use controls or covenants.

16 So the land use would present the minimum
17 levels we have to clean up to, but in many cases, the
18 owe the actual cleanup can go beyond that.

19 MR. COOPER: Right, but we are doing, for
20 example. We have a lot of sites that are right now in
21 the GM PA and the P temp that are recreation Al land
22 use, and we're cleaning them up to residential
23 standards.

24 That doesn't mean that we're going to
25 start building homes there. It just means that we don't

1 want to go to the trouble of a land use control in the
2 remediation program because they're hassle and expense
3 in doing that.

4 So we want -- as far as remediation goes,
5 we oftentimes will spend a little bit more, but we're
6 finding that it actually is not even costing us that
7 much more when we do the clean closure cleanups to go
8 ahead and make sure that we not only meet the recreation
9 at standard, which is the particular land use at that
10 particular site, but we also meet the residential
11 standard, and so therefore we have unrestricted land use
12 of from a remediation perspective. That doesn't mean
13 that you can go ahead and about the whatever you want
14 there, but from a remediation, there's no remediation
15 land use controls.

16 MS. TRIGIANI: What's in the management
17 use right now that they feel that the land use should be
18 in landfill E.

19 MR. COOPER: Which place?

20 MS. TRIGIANI: E.

21 MR. COOPER: Active recreation, and it's
22 in a -- yeah.

23 MR. ULLENSVANG: I believe it's actually
24 close to residential, residences, that it's classified
25 as a residential use.

1 MR. COOPER: It's in a residential use,
2 also.

3 MR. ULLENSVANG: Because of the houses,
4 the ones down the hill.

5 MR. COOPER: I know it's in a landscape
6 management zone, also.

7 MS. TRIGIANI: What does that mean?

8 MR. ULLENSVANG: It's in a residential
9 cleanup levels.

10 MR. COOPER: Because it's in a
11 residential.

12 MS. TRIGIANI: What's in a landscape
13 management zone?

14 MR. COOPER: That just tells you, if you
15 disturb an area, how do you revegetate the site.

16 MS. TRIGIANI: Mm-hmm. It doesn't matter
17 when it was disturbed?

18 MR. COOPER: Does it matter --

19 MS. TRIGIANI: Or by whom? I mean --

20 MR. COOPER: I guess not.

21 MS. TRIGIANI: Is it disturbed right now?

22 MR. COOPER: No. You go and dig in an
23 area, some kind of large scale?

24 MS. TRIGIANI: Thanks.

25 MR. COOPER: Yeah.

1 FACILITATOR KERN: Okay. Does that --
2 did you get your item there?

3 MS. BLUM: (Nods affirmative).

4 FACILITATOR KERN: Any other new
5 business?

6 Review of action items, referring now to
7 my handy card, which is a great system which I really
8 want to thank Jan for.

9 MS. TRIGIANI: Somebody created a
10 monster.

11 FACILITATOR KERN: I'm going to mention
12 my three by five cards.

13 MS. TRIGIANI: There are color ones.

14 FACILITATOR KERN: So we're going to
15 insure that all the transcripts are in the main library.
16 It doesn't have to be by the next meeting, but at least
17 we pass the information along.

18 We check on the status of the Freedom of
19 Information Act request and we should be getting a
20 response on that soon, we think.

21 According to, I think, Dave's request was
22 to see if there's a way that the sand is going to be
23 confirmed to be clean fill. We've got the archive
24 search report issue to kind of check in with Bob at some
25 point.

1 There's the nitrates at Lobos Creek
2 question, and do you have enough on that question to
3 ask?

4 MR. COOPER: Yeah.

5 FACILITATOR KERN: Okay. And that's what
6 I have for action items.

7 Anything else that anybody caught?

8 All right. So review of the agenda items
9 for next committee meeting, which is July 27th, we have
10 landfill E. That's going to be a big meeting. Talk to
11 all your friends and -- just RAB members, whoever wants
12 to be there to attend and have your questions ready, and
13 then we get a little dry run of the financial report.

14 Do you expect to have Alan there?

15 MR. COOPER: Yeah. I can invite him.
16 Ask -- tell him to be there.

17 FACILITATOR KERN: Exactly. You will be
18 there.

19 All right. Are there any other possible
20 agenda items? If there are, get them to --

21 MS. CLEEK: I have one.

22 FACILITATOR KERN: Yes.

23 MS. CLEEK: This is going to be such a
24 packed meeting, we can defer it to the August one, but
25 about two months ago, we talked about having a Finance

1 Committee or maybe it's even longer than that.

2 Whatever became of that? Because I sent
3 out an e-mail and no one responded to it, to the
4 distribution list that looked like they were interested,
5 so I don't know whether we're doing anything with it or
6 owe or what bum.

7 MS. BLUM: I know several community
8 meetings ago, Jack was going to ask some questions. I
9 know that he had is assembled questions and written a
10 draft letter, but he did not either have time on the
11 agenda. I think he just -- we just ran out of time for
12 him to present it, and it wasn't a formal agenda item.

13 FACILITATOR KERN: Gloria.

14 MS. GEE: Just to chime in, I think in
15 the course of the discussion about the finance, that
16 Craig was going to somehow put on one of the -- the
17 monthly, you know, RAB meetings an update from your --
18 the finance person, and I --

19 MR. COOPER: Right.

20 MS. GEE: We need to hear that report
21 before we can hear about the situation on the finances.

22 Does that ring a bell?

23 MR. COOPER: Yes, and the first -- you
24 know, well this dry run of the program-wide revised cost
25 estimate is kind of a first start at that, getting an

1 update, and then we can invite Alan, you -- you know,
2 there's a whole myriad of other issues with respect to
3 the Zurich insurance policy and working on disallowed
4 costs. There's, you know, a whole other myriad of, you
5 know, financial related issues that we can start working
6 on once we get past this -- this Trust Board
7 presentation.

8 FACILITATOR KERN: There's several good
9 points brought up there. I think you're right. Jack
10 did have a list of work that had been compiled from
11 several people, and Karen, I think you're right.
12 They're -- I think the combination of this meeting and
13 that letter, maybe you can rest you you are recollect
14 the letter, get Jack on the agenda to talk about that
15 information and then proceed ahead with -- you know,
16 there's going to be a lot of material coming out of his
17 work, so I think we may have --

18 MS. CLEEK: We may even want to put it on
19 the August agenda.

20 FACILITATOR KERN: August agenda.

21 MS. CLEEK: It sounds like there's a lot
22 of progress, rather than July.

23 MR. COOPER: I can?

24 A. If you e-mail it, I can show it to Alan so
25 he can start thinking about how to handle each of these

1 issues.

2 FACILITATOR KERN: It may be appropriate
3 for the August committee meeting.

4 MS. CLEEK: The August committee meeting.
5 I'm sorry.

6 FACILITATOR KERN: And --

7 MS. BLUM: Do you know if Jack is in town
8 for the summer? I know last summer, he was gone.

9 FACILITATOR KERN: That is one thing I
10 was going to mention is that August meetings are
11 typically not highly attended, particularly the
12 committee meeting, but we can still try it, and if we
13 get somewhere down the road, we can, you know, have more
14 at the next meeting.

15 MS. CLEEK: Maybe you can put it on one
16 of your index cards.

17 FACILITATOR KERN: It's going down there
18 right now. It's on there.

19 All right. So we'll try to get something
20 together for that August meeting. Thanks, Karen.

21 All right. Is there anything else before
22 we close tonight? Any other announcements? All right.
23 Seeing none, I want to thank everybody for coming out on
24 this summer night, and your participation is very much
25 appreciated. See you next time. Without objection,

1 meeting adjourned.

2 (The meeting adjourned at 8:52 PM).

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1 STATE OF CALIFORNIA)

2 COUNTY OF SAN FRANCISCO)

3 I, the undersigned, hereby certify that the
4 witness in the foregoing deposition was by me duly sworn
5 to testify the truth, the whole truth and nothing but
6 the truth in the within-entitled cause; that said
7 deposition was taken at the time and place therein]
8 stated; that the foregoing is a full, true and complete
9 record of said testimony; and that the witness was given
10 an opportunity to read and correct said deposition and
11 to subscribe the same. Should the signature of the
12 witness not be affixed to the deposition, the witness
13 shall not have availed himself/herself of the
14 opportunity to sign or the signature has been waived.

15 I further certify that I am not of counsel or
16 attorney for either or any of the parties in the
17 foregoing deposition and caption named, or in any way
18 interested in the outcome of the cause named in said
19 action.
20

21 IN WITNESS WHEREOF, I have

22 hereunto set my hand this

23 _____ day of _____,

24 2006.

25 _____
Mark I. Brickman CSR No. 5527

PRESIDIO RESTORATION ADVISORY BOARD MEETING

REPORTER'S TRANSCRIPT OF PROCEEDINGS

TUESDAY, SEPTEMBER 13, 2004

OFFICER'S CLUB, BUILDING 50

PRESIDIO, SAN FRANCISCO, CALIFORNIA

Reported by: MARK I. BRICKMAN, CSR, RPR

License No. 5527

ATTENDEES

RAB Members:

Doug Kern, Facilitator

Craig Cooper

Brian Ullensvang

Bob Boggs

Jim Ponton

Sara Segal

Sam Berman

Jan Monaghan

Julian Hultgren

John Budroe

Gloria Yaros

Michelle Passero

Mary Trigiani

Jerry Anderson

David Sutter

Julie Cleek

George Dies

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BE IT REMEMBERED that, pursuant to Notice of the Meeting,
and on September 13, 2004, at the Officer's Club, Building 50, Presidio
of San
Francisco, California, before me, MARK I. BRICKMAN, CSR No. 5527, State
of
California, there commenced a RAB meeting under the provisions of the
Presidio
Trust.

---o0o---

AGENDA

Page

1) Welcome and Introductions - Doug Kern:

4

2) Agenda Discussion and Approval -

4

3) Announcements and Old Business -

5

4) Complete report of Craig Cooper -

7

5) Discussion of Tracy Wright's leave of absence -

69

6) Regulatory report - None

7) New Business - None

8) Action Items -

91

9) Adjournment:

99

1 FACILITATOR KERN: Welcome everyone.
2 This is the regularly scheduled meeting of the Presidio
3 Advisory Board. I'd like to welcome to Presidio Board
4 and their contractors, the National Park Service, our
5 regulatory community and our Community RAB members
6 tonight.

7 I think we may have some people coming in
8 late due to the marathon and the traffic issues that may
9 be slowing up them people. I'm not sure, so we may have
10 to wait for some of the voting issues, but before I
11 begin, are there any changes or additions to the agenda
12 tonight?

13 I have some possible additions for after
14 reports and the discussions.

15 Our ongoing topic area, which is our
16 response to the feasibility study, response to our
17 comments. I know it's been quite sometime, but I have
18 something to discuss about that.

19 We have some landfill 8/10 questions,
20 which we may be able to address in that actual report,
21 your report.

22 MR. COOPER: Okay.

23 FACILITATOR KERN: We want to check on
24 Mountain Lake, some of the possible meetings that are
25 going on, financial data and previous transcripts from

1 these meetings. I wanted to check on this. So I have
2 some notes that we'll cover at some point.

3 Any announcements or old business? Sam.

4 MR. BERMAN: This is not an announcement.
5 It's actually an appeal. With winter coming, I was
6 wondering if we might be able to replace these
7 decorative light bulbs in here with something that would
8 put out a little bit more light.

9 If you replace those with compact
10 fluorescence, the wattage is the same, so you wouldn't
11 use up any more kilowatt hours, but you'd get four to
12 five times the amount of light, and we could actually
13 see, and soon it will be dark.

14 MS. YAROS: I second that.

15 FACILITATOR KERN: Well, I can -- I can
16 attest that I can barely read my own thing here, so,
17 yeah.

18 MR. ULLENSVANG: It might help if someone
19 could turn the side lights on tonight.

20 MR. BERMAN: Yeah, but --

21 MR. ULLENSVANG: It wasn't meant to
22 address your concern, but --

23 MR. BERMAN: Pardon?

24 MR. ULLENSVANG: It wasn't meant to
25 address your concern regarding energy use, but --

1 MS. PASSERO: Temporary solution.

2 MR. BERMAN: But we still could use some
3 more light, even with the wall lights on.

4 MS. YAROS: It does feel more like a
5 nightclub in here.

6 FACILITATOR KERN: Maybe we should have
7 all the amenities for a nightclub.

8 MR. ANDERSON: Lights work on dimmers if
9 dimmers are a necessity.

10 MR. BERMAN: They do, but they cost more.
11 I mean, we're talking, you know, twenty to thirty bulbs
12 here. Perhaps the Trust could find a way of coming up
13 with \$50.00 for lamps.

14 MR. COOPER: I'll ask. You know, I'll
15 ask, but, you know --

16 FACILITATOR KERN: All eyes are turning
17 to you, Craig.

18 MR. COOPER: Under the National Historic
19 Preservation Act, the act of changing a light bulb is
20 not as simple as you think.

21 MR. ANDERSON: What if we break all the
22 bulbs.

23 MR. BUDROE: Then you'll be busted for
24 destroying federal property.

25 FACILITATOR KERN: We'll have to leave

1 this important lighting issue to Craig and moving along,
2 any other announcements in addition to the lighting?

3 All right. Mark is either going to be
4 late or going to miss the meeting due to work
5 commitments tonight. I'm trying to recall. He usually
6 has the -- the meeting notes from the committee meeting.

7 Was there anyone there that can give us a
8 rendition what we discussed?

9 Let's put that off briefly until he
10 arrives or -- I think we're going to have to wait on the
11 leave of absence for additional members to arrive before
12 we discuss that.

13 MR. ULLENSVANG: I think we may have
14 reached ten or is it eleven?

15 FACILITATOR KERN: I think it would be
16 eleven. Let's move to the to the reports and
17 discussions.

18 Craig.

19 MR. COOPER: Okay. I have my regular
20 update. I want to go on through it, kind of emphasize
21 what's been happening in the last four weeks.

22 Landfill E, really nothing new to report.
23 The Trust is still working on it. On this feasibility
24 study, it's being prepared by CH2M Hill. Chris Nelson's
25 the project manager has looked on my draft and Hill is

1 incorporating Chris' comments and hopefully the next
2 draft will be ready to send to Brian at the Park
3 Service.

4 FACILITATOR KERN: Would you like us to
5 ask you questions during the thing?

6 MR. COOPER: Yes. Yes.

7 FACILITATOR KERN: I have a question on
8 this.

9 MR. COOPER: Mm-hmm.

10 FACILITATOR KERN: Can you describe what
11 sort of an alternative that the Trust is preferring at
12 landfill E yet?

13 MR. COOPER: No. The next -- I mean, the
14 RAB requested the first version of the landfill E,
15 though we do not have a recommended remedy.

16 FACILITATOR KERN: Right.

17 MR. COOPER: You'll basically be able to
18 see the direction the feasibility study's going --

19 FACILITATOR KERN: Right.

20 MR. COOPER: -- when it comes out,
21 but --

22 FACILITATOR KERN: I'm just -- I have
23 these questions about a number of sites and it just --
24 it usually comes up when the document does come out that
25 there is a sense of what alternative is preferred.

1 MR. COOPER: Mm-hmm.

2 FACILITATOR KERN: So --

3 MR. COOPER: I mean, you know, as we are
4 you know, we're looking at that hybrid alternative.
5 We're looking very hard at that one.

6 FACILITATOR KERN: Okay.

7 MR. COOPER: We've put a lot of effort in
8 putting it together, so hopefully it will pan out.

9 FACILITATOR KERN: All right. That's --
10 that's what I needed.

11 MR. COOPER: Okay. I'll keep going.

12 Another feasibility that's in the works is
13 on landfills 8 and 10. The EKI is our consultant on
14 this particular feasibility study. They've produced a
15 draft feasibility study that was looked at internally
16 and then the -- the Trust and the Park Service are
17 basically working out some details regarding the cover
18 alternative for landfill 10 in this feasibility study,
19 and so before we release it to the regulators, we want
20 to be very clear about the cover alternative, what --
21 that it's -- you know, what we mean by that. What it
22 will look like, what it's -- its important construction
23 aspects of it, you know. Is it going to be stable or
24 not. We don't want to recommend something, you know --
25 so basically doing some -- some remedial design type --

1 type looks at the cover alternative in advance.

2 Mm-hmm.

3 MR. ANDERSON: Is EKI an engineering
4 firm, also? I mean, would they --

5 MR. COOPER: They're teamed with Golder,
6 yeah, so all the stability analysis type thing, the
7 detailed stuff, EKI's really depending on Golder to do
8 that work.

9 MR. ANDERSON: Okay.

10 MR. COOPER: Yeah. So anyway, that's
11 caused a delay in us getting the draft feasibility study
12 out to you all and the regulatory agencies, and so I
13 think it's going to be a couple more months before we're
14 able to reach agreement with the Park Service on this
15 particular alternative until we can get the feasibility
16 study out there.

17 FACILITATOR KERN: On 8 and 10, can you
18 describe the same question for me? Can you talk about 8
19 and 10, what were the directions? I mean, this is a
20 question --

21 MR. COOPER: I think I talked about that
22 at a previous -- maybe it was a committee meeting --

23 FACILITATOR KERN: I don't know. I think
24 8 and 10 have been out there for a while sort of
25 unresolved.

1 MR. COOPER: What we're looking hard at
2 right now in the feasibility study is a cover
3 alternative for 10. If it -- if we can make it stable
4 and look good and et cetera, and there's just so much
5 volume in that particular landfill and the clean closure
6 alternative looks at least to this point pretty
7 expensive.

8 And then for 8 it's -- we're looking at,
9 you know, both clean closure or cover and/or maybe a
10 hybrid, you know, associated with that.

11 FACILITATOR KERN: A hybrid?

12 MR. COOPER: A hybrid.

13 FACILITATOR KERN: And a hybrid meaning
14 partial restoration?

15 MR. COOPER: (Nods head affirmatively).

16 MS. YAROS: I have to admit my
17 forgetfulness now. For instance, I don't remember what
18 we did for 8 and 10 to even have an opinion about
19 whether I think a cover is acceptable or not acceptable.

20 MR. COOPER: Mm-hmm.

21 FACILITATOR KERN: Well, at landfill 8 is
22 the site where there's cemetery that we've been on and
23 off talking about the issues with the rubble over the
24 top of the cemetery.

25 MS. YAROS: Yeah.

1 FACILITATOR KERN: And I guess for six or
2 seven years, we asked for more investigation. The Trust
3 did more investigation at both sites --

4 MR. COOPER: Yeah.

5 FACILITATOR KERN: -- and there has been
6 some contamination found at the site in the soil.

7 MR. COOPER: Mm-hmm.

8 FACILITATOR KERN: But we haven't really
9 seen -- haven't really discussed what the possible --
10 where the Trust might be headed with 8, given the
11 considerations of the cemetery, there's always been some
12 feedback coming back oh, well, we can't really touch
13 that because we might get a bone or bodies.

14 So there's a lot to be discussed there. I
15 think, still with the cemetery.

16 MR. COOPER: Okay. So --

17 FACILITATOR KERN: At 10, it's a bigger
18 site. One of the -- it's mostly building rubble as I
19 understand it. One of the alternatives is to cut the
20 slope back and have the Lobos Creek Valley kind of
21 ascend more gently up there and cover it with sand.
22 That's been one of the alternatives that has been
23 discussed, but I'm not sure if that's what's under
24 discussion now with the Park Service or not.

25 MR. COOPER: Very configurations of the

1 cover alternative, yeah.

2 So as the last bullet says, you know,
3 before we send it out, you know, we'll do a more -- you
4 know, pretty formal presentation on this -- we were
5 requested to do a presentation about the detailed study.
6 Then you'll know specifically what the Trust is
7 recommending for both landfills 8 and 10 and then it
8 goes, you know -- at that point in time, it will go to
9 the regulatory agency and to RAB 4.

10 Mountain Lake. What -- we talked to Chris
11 Nelson, the project manager there. We're working on the
12 remedial design. Because we know it's going to be
13 pretty complicated. We put together a field sampling
14 plan to close some gaps regarding putting together our
15 preliminary remedial design, specifically with respect
16 to pesticides and some other aspects of the sediments in
17 Mountain Lake, the contaminated sediments, and we've met
18 with the regulators on this and Bob has sent us a letter
19 and we're -- we've revised the plan and we hope to
20 implement it at the end of September.

21 FACILITATOR KERN: I don't know if you're
22 going to cover this.

23 MR. COOPER: This is about the grant.

24 FACILITATOR KERN: That's what I was
25 going to --

1 MR. COOPER: I think I announced last
2 month at the last meeting that Caltrans has informed us
3 that -- that -- that Mountain Lake is eligible for a --
4 a TEA grant as they're called in the amount of
5 approximately \$650,000 and so we have -- I've contacted
6 the Caltrans folks and they've assigned a project
7 manager to the project and we're organizing a kind of
8 kickoff meeting with the Caltrans people on September
9 23rd, and so that's that.

10 I mean, what -- at this kickoff meeting,
11 you know, we -- the Trust will present information
12 regarding kind of the history of Mountain Lake, its --
13 its status from a restoration perspective, what the --
14 that's the whole goal, it's a restoration project is to
15 hit a remediation speed bump, basically, and it will
16 tell them about the remediation program and how the
17 remediation program works in the Presidio and -- just
18 because we are they're committing folks on Mountain
19 Lake.

20 These are all folks -- actually, their
21 project manager is somebody that's worked -- he's the
22 Caltrans rep on Doyle Drive, but he really doesn't know
23 anything about the remediation program on Mountain Lake.

24 We really see this kickoff program about
25 educating the Caltrans people about the -- and the

1 environment of Mountain Lake and what we're dealing
2 with, and maybe brainstorming with a few -- at least the
3 Trust's, you know, recommendations on project scope for
4 the grant money, and, you know, our number one
5 recommendations, obviously, is that reroute the storm
6 water directly into the City sewer system, but we'll see
7 how they react to that.

8 We have some other I -- and based on -- I
9 have a whole priority list of how to spend the grant
10 money, and so we're going to make several
11 recommendations to the Caltrans people, but that's my
12 number one recommendation.

13 I know that's your number one recommendation,
14 also, and -- but we need to, you know, check to see if
15 it's grant eligible and all those kinds of things, so --

16 FACILITATOR KERN: I don't know if other
17 folks have questions. If you do, I also have questions
18 about this.

19 MS. PASSERO: Is the project manager the
20 same gentleman that was helping --

21 MR. COOPER: David Yam? No. I think
22 he's going to come to the kickoff meeting. I probably
23 expect him -- he may or may not -- there will be a whole
24 series of project level meetings after this kickoff
25 meeting. His name is -- I can't think of it.

1 Do you remember, Brian?

2 MR. ULLENSVANG: (Nods head negatively).

3 MR. COOPER: I haven't met him in person.
4 It's Neidahl or something.

5 FACILITATOR KERN: Yes.

6 MR. HULTGREN: Has anyone checked with
7 the City about tapping into their sewer system? And
8 second, has anyone done an engineering study to see how
9 feasible it is?

10 MR. COOPER: As far as checking with the
11 City, at a preliminary level, the City says, yeah,
12 that's doable. We receive storm water runoff along
13 other segments of, you know, Highway 1, so it wouldn't
14 be all -- all that unusual to accept storm water runoff
15 from this particular segment of Highway 101.

16 So that's not just a formal request, just
17 a phone call.

18 And then the technical feasibility with
19 respect to whether it can flow by gravity or any other,
20 that's not -- we're going to start to look into it.

21 MR. HULTGREN: Because it looks like it's
22 uphill from the -- from the spot next to the lake to
23 the -- to Lake Street. What are you going to do about
24 that?

25 MR. COOPER: Yeah. We need to take a

1 look at that and the location of where -- the elevation
2 of the pipe that we'll be tying into and see if we
3 can -- you know, it makes the project a lot cheaper if
4 we can make the water flow by gravity.

5 FACILITATOR KERN: David.

6 MR. SUTTER: Again, Craig, this grant
7 does not cover remediation costs at all? That's a whole
8 separate --

9 MR. COOPER: That's my preference would
10 be to keep it out of the lake sediment cleanup. When I
11 started thinking that's a good idea, but I think we've
12 got plenty of important projects to do before the storm
13 water management -- we've all talked about in that it
14 makes sense to fix the storm water problem before we
15 remediate the sediments.

16 So I really want the grant money to be
17 focused on that -- that problem first.

18 MR. PONTON: That's what it was earmarked
19 for suit.

20 MR. COOPER: Yeah it.

21 MR. SUTTER: I guess my question is the
22 grant money is limited to storm water resolution.

23 MR. COOPER: Mm-hmm.

24 MR. SUTTER: It is not addressing
25 remediation at all; right?

1 MR. COOPER: Correct. That would be my
2 goal for it to handle --

3 MR. SUTTER: That isn't my question. My
4 question is: The grant itself excludes remediation?

5 MR. COOPER: Does it exclude remediation?
6 I don't know. That's on the agenda for them to explain
7 more about it. I don't know. I doubt it, you know,
8 but --

9 MR. SUTTER: You doubt that it excludes
10 it, you mean?

11 MR. COOPER: That it excludes it, yeah.

12 MR. SUTTER: So you might mix and match
13 if it was in the Trust's interest?

14 MR. COOPER: Right. Make sure we don't
15 give any more back.

16 MR. SUTTER: No, no, Mixing the money
17 from one purpose to another.

18 MR. COOPER: Oh, you would not recommend
19 such a thing?

20 MR. SUTTER: No, no, What I'm saying is
21 that -- well, I'm asking, I guess. I'm sorry if I'm
22 confusing you.

23 You would hold it open from the Trust's
24 perspective to potentially use money from this grant for
25 remediation if it was possible and if it was in the

1 interest of the Trust?

2 MR. COOPER: Yeah.

3 MR. SUTTER: Okay. Thank you.

4 FACILITATOR KERN: Sara.

5 MS. SEGAL: You mentioned a Caltrans
6 person on Doyle Drive.

7 Have you had a TEA grant before or is this
8 the first?

9 MR. COOPER: This -- has the Trust
10 received a TEA Grant? I don't think so. I don't think
11 so.

12 Has the Park Service received one?

13 MR. ULLENSVANG: Not to my knowledge.

14 MR. COOPER: This is new to us, yeah.
15 Maybe after this kickoff meeting, you know, the people
16 that attend the meetings after the kickoff one might be
17 more multi-disciplinary, you know. We might bring in a
18 transportation person.

19 I don't know, but no, we don't have --
20 this is our first time.

21 MS. SEGAL: Was it your shop -- who
22 actually did the application?

23 MR. COOPER: Caltrans District 4.

24 MS. SEGAL: Did the application for the
25 TEA grant on your behalf?

1 MR. COOPER: Right. Right.

2 FACILITATOR KERN: Jerry.

3 MR. ANDERSON: Do you actually know if
4 you are the grantee or is Caltrans the grantee?

5 MR. COOPER: Grantee being -- the
6 grantee's the party that gives the money, right? The
7 grantee's the party that receives the money.

8 MR. ANDERSON: Right.

9 MR. COOPER: I fully expect to be the
10 grantee and they are the grantor.

11 MR. ANDERSON: Has anyone told you that
12 you are -- have that status?

13 MR. COOPER: Well, no, but that would be
14 a cruel trick. At the kickoff meeting to say oh, by the
15 way, Caltrans -- in other words, when does the \$650,000
16 show up?

17 MR. ANDERSON: Well, it's certainly not
18 obvious to me that it wouldn't go to some division of
19 Caltrans for their use in addressing this problem.

20 MR. COOPER: If, oh, if the money --
21 that's not the way I understood it -- we had the one
22 scoping meeting with David Yam. He made it sound like
23 the money would be transferred from -- from
24 Sacramento -- from Caltrans -- I don't know if it's
25 Caltrans Sacramento or Caltrans -- you know.

1 MR. ULLENSVANG: The way I've heard it
2 described is it comes to us. It could have been a grant
3 within Caltrans which was then going to be provided to
4 the Trust or it could have been a grant to the Trust.
5 It was necessarily one way the other.

6 MR. COOPER: Mm-hmm.

7 MR. ULLENSVANG: But I'm sure we'll learn
8 that.

9 MR. COOPER: Right.

10 MR. ANDERSON: If the money is going to
11 be used, for example, engineering --

12 MR. COOPER: Right.

13 MR. ANDERSON: -- or constructing this,
14 it seems to me they're like the people that do that.

15 MR. COOPER: I'm sure they do it a
16 hundred times at other projects, so it would make sense
17 to use Caltrans as our contractor for the design.

18 I mean, I'm probably getting ahead of
19 myself thinking this through, but that's kind of logical
20 for me, and of course I don't want the design money --
21 the design to suck up all the money, obviously. We want
22 to make sure we get money for the implementation design,
23 too.

24 FACILITATOR KERN: Can you tell us who's
25 invited to the meeting?

1 MR. COOPER: For the kickoff meeting,
2 we -- Caltrans, the Trust, the Park Service and the
3 Golden Gate GGNPC, the National Park. Carol Prince is
4 coming.

5 FACILITATOR KERN: Are there attorneys
6 coming to the meeting?

7 MR. COOPER: No.

8 FACILITATOR KERN: So it seems to me that
9 one of the things we talked about is, you know, the
10 vehicle of transferring the money.

11 Is that -- I mean, maybe you could tell us
12 what the agenda is and if that's like on the agenda.

13 MR. COOPER: The first two agenda items
14 are the educational agenda items. Carol Prince is going
15 to talk about her role at site restoration and I'm going
16 to talk about remediation.

17 And then I think we had an agenda item
18 on -- wait. On scoping, brainstorming projects, I think
19 I called it, and the Trust will, you know, kick out the
20 ones, you know, that we'd like to see happen.

21 And then I think the very last agenda item
22 is this funds transfer document is what I called it,
23 and -- and how -- how do we do that, you know. Is it
24 going to be a cooperative agreement? Is it going to be
25 a pure grant. What do they look like?

1 I'm assuming they've done this before so
2 we could bring some templates or some examples of how
3 they provided money to other grantees.

4 FACILITATOR KERN: I guess part of what's
5 in my mind about this is that even if you mentioned that
6 you were going to do some education about the
7 remediation program --

8 MR. COOPER: Mm-hmm.

9 FACILITATOR KERN: -- but this is not
10 really about remediation, so are we trying to get them
11 to understand that they're going to need to put in more
12 for their remediation or --

13 MR. COOPER: No.

14 FACILITATOR KERN: -- are they going to
15 bring a remediation specialist to the meeting? I mean,
16 that's --

17 MR. COOPER: I think it's just to, you
18 know -- I'm not going to say, "Oh, and by the way, you
19 know, here's all the data to show you're a liable PRP."

20 FACILITATOR KERN: Exactly.

21 MR. COOPER: That's not the point at all.
22 It's just to kind of explain, you know, some -- the
23 detail regarding why is it necessary to reroute the
24 storm water and that -- that context, yeah.

25 I'm going to try to avoid any type of PRP

1 discussion, because that will be attorneys and I think
2 it would sour the conversation.

3 FACILITATOR KERN: Do you think there'll
4 be an opportunity to invite members from this group to
5 any of the future meetings?

6 MR. COOPER: I think so. We can talk to
7 them about that and, you know, I think -- oh, that's
8 another agenda item is next meetings and, you know,
9 who -- who to bring and I think once we have this first
10 one, we'll be able to sort out what the next agendas are
11 and we'll definitely have the a conversation about
12 who -- who should come and listen in and stuff like
13 that.

14 So I will raise that if a RAB can bring
15 the observer or something like that to a future meeting.

16 MR. ULLENSVANG: There might be other
17 groups. Friends of Mountain Lake --

18 MR. COOPER: Right.

19 MR. ULLENSVANG: -- would have an
20 interest if they could get there.

21 MR. COOPER: Right.

22 FACILITATOR KERN: Sam.

23 MR. BERMAN: I have a small detail
24 question. Will this project manager be paid out of
25 general Caltrans funds or is he going to charge his time

1 to the grant?

2 MR. COOPER: That's a good question. I
3 mean, my preference, something that we should talk about
4 during this kickoff meeting, is that if -- if we're
5 going to -- you know, general meeting attendance
6 wouldn't be grant eligible.

7 If they work on remedial design, that
8 could be grant eligible, but I'm -- I'm assuming -- I'm
9 not going to charge my salary to the -- you know, to the
10 grant money. I think that we should all kind of agree
11 that the grant money is really for the grant project and
12 not for overhead. That's going to be my position. I
13 hope Caltrans agrees.

14 MR. BERMAN: Will you bring that up as an
15 agenda item?

16 MR. COOPER: Yeah.

17 MS. CLEEK: Can I ask a further question
18 about that?

19 FACILITATOR KERN: Yeah.

20 MS. CLEEK: That means the project
21 manager is funded out of ongoing Caltrans funds?

22 MR. COOPER: Right.

23 MS. CLEEK: What other things like that
24 would be covered out of the normal -- not covered out of
25 grant funds that they would pickup? I mean, anything

1 substantial or --

2 MR. COOPER: Yeah. I don't know. I
3 mean, use of their -- I don't know. Maybe as the
4 project scope starts to firm up, we can see what kind of
5 in kind services Caltrans can bring to the table, but,
6 yeah.

7 FACILITATOR KERN: Let's go to Michelle
8 and then over to Dave.

9 MS. PASSERO: This is a related question.
10 Have you -- are you aware of other TEA grants going to,
11 I guess, other organizations and how that money has been
12 used? It might be something that's sort of informative
13 to see how even the money is disbursed.

14 I don't know if the level of detail will
15 be provided, but it would be sort of helpful to see if
16 information is existing.

17 MR. COOPER: I should probably do a
18 Google search first of all to see if the -- there's
19 something on the Web. I'm going to ask them at the
20 meeting for examples.

21 MS. PASSERO: You'd think that they might
22 have some internal guidance, anyway, to just how they
23 handle grant money, TEA grants.

24 MR. SUTTER: Yeah, Craig. I'd just like
25 to mention as a cautionary note that if you consider

1 having Caltrans do the actual design for the, you know,
2 storm water runoff distribution, keep in mind that
3 internally Caltrans generally -- it costs them two to
4 three times more to design something than somebody else.

5 MR. COOPER: Oh, really?

6 MR. SUTTER: Oh, yeah. From my
7 experience.

8 MR. COOPER: Um.

9 MR. SUTTER: So if you're seriously
10 considering that they want to do that, that you get an
11 estimate from Caltrans and then get an estimate from an
12 engineering consultant.

13 MR. COOPER: Okay.

14 FACILITATOR KERN: Jerry.

15 MR. ANDERSON: --

16 MR. COOPER: I'm sorry. I got a question
17 for Dave on that.

18 Did Caltrans this then -- did they sub it
19 out? Is that why it was so expensive or was this
20 in-house?

21 MR. SUTTER: No. They did the design
22 themselves.

23 MR. COOPER: In-house? Okay.

24 MR. SUTTER: They've got this huge
25 engineering, you know, because that they have to keep --

1 keep employed. If you know what I mean.

2 MR. ANDERSON: Jim might know more about
3 this than I do, but it's my understanding that Caltrans
4 has an obligation under clean water laws to keep the
5 runoff out of surface waters, but that it's my
6 understanding, also, that programs to implement this
7 have not progressed very much, if any.

8 MR. PONTON: The only water body that I
9 know that is restricted from having runoff from read
10 ways is Lake Tahoe. If -- if you traveled 101 north
11 through Marin, all the overpasses in San Rafael drain to
12 surface water bodies that are there, and it's not unique
13 to the Presidio, and it's my understanding that Caltrans
14 in retrofitting or in their design work has to use best
15 design practices in ways to design storm water runoff,
16 but they're not required to retrofit the entire state.
17 That would break them.

18 So that's my understanding how it works.
19 So this is an example -- it was my understanding from
20 the TEA grant process -- I did a Google search because I
21 wanted to understand it because I didn't understand it,
22 and I can't really recall what I learned, except I think
23 it has been applied in LA, the LA area.

24 It's a competitive process. I don't think
25 they award a lot of these a year. It's not a big

1 budget, and that the money was going to be set aside.
2 I'm not sure how it was going to be allocated, but it
3 was to come up with an innovative way of managing the
4 storm water runoff from that segment of 19th Avenue, and
5 I think anyone would agree that that's the first step
6 that anyone would take before any kind of rest important
7 restoration of the lake, and that was my understanding.

8 So -- and I don't think I need to be
9 involved in the meetings personally because it's not a
10 remediation project. I can't -- I don't think I should
11 be spending money on that, and when we do get involved,
12 it will be people in our office that would handle it
13 other than me who are experts in that.

14 So --

15 MR. COOPER: And I'll provide monthly
16 updates.

17 MR. PONTON: Yes. So I'm not -- I
18 really -- I just know that it was intended for that --
19 that issue, and if we can -- and in a sense that ties to
20 remediation because we know that the sediments tell us
21 that the discharge directly into the lake is not a good
22 thing and visually it's not a good thing.

23 Environmentally, it's a bad thing, so I
24 think that's where it comes down.

25 FACILITATOR KERN: Anything else on

1 Mountain Lake?

2 MR. BERMAN: Just one -- another minor
3 administrative point. It would be interesting to find
4 out if the -- if there is any complication in the state
5 having money to a federal body, because it's my
6 understanding in the past the TEA grants were given in
7 the counties and it wasn't actually a transfer of money
8 from a state agency to a federal agency.

9 Not that there should be any complication,
10 but you never know about these things --

11 MR. COOPER: Right.

12 MR. BERMAN: -- when it comes to the
13 transferring of funds.

14 MR. COOPER: It's usually from the
15 federal to the state.

16 MR. BERMAN: Right. It's very unusual to
17 go the other way. I don't know whether there's any --
18 any complication.

19 It's a -- it's a totally trivial point, I
20 think, but it would be nice to know that -- that some
21 lawyers haven't configured the grant in some way that
22 such a transfer can't occur.

23 FACILITATOR KERN: Anything else?

24 Thanks.

25 MR. COOPER: Okay. Small arms firing

1 range. Nothing really new to report there. Our
2 feasibility study is just about done. We're going to
3 send it back to the Park Service for the rest of their
4 comments, and we have a very small project as far as
5 sampling the soil in the basement of 649.

6 At landfill -- at fillsite 5, we have one
7 little follow-up action to do there regarding a little
8 bit of zinc that was dug out.

9 It was dug and removed and retested there
10 to make sure we got it and we are finishing up our
11 resection completion report there.

12 We have --

13 MR. BERMAN: Does anyone have -- quick
14 question. Does anyone have an idea
15 Why the zinc was there?

16 MR. COOPER: Well, we think it was
17 probably a little remnant from the fillsite itself that
18 we missed during the restoration event.

19 The -- we're going to talk about fillsite
20 6A is the other, you know, site in RAP 2, and it's
21 eligible for remediation now, and we put that project
22 out for bid and the winning bidder was Pacific States
23 Environmental, and we have selected them and notified
24 them, and we hope that they can get started on all of
25 the utility relocation work this fall and we have a

1 draft fillsite 6A restoration plan that talks about the
2 streambed design and so on.

3 We've met with state boards again.
4 There's some edits that we want to make to that plan.
5 We'll resubmit it to the Regional Board, and that way
6 they'll basically have the winter to be able to look at
7 that and feel comfortable with our restoration approach,
8 and then we'll start bidding out the landfill in the
9 spring next year.

10 So Baker Beach 3 is something that did --
11 is a project that did happen this year. It's almost all
12 gone now and it's pretty dramatic view, and really no
13 problems in the excavation work.

14 I've shown over the last couple months
15 pictures of how we've removed the waste uphill and into
16 trucks, and the only complication here is that, you
17 know, most of the waste has tested out as Cal haz due to
18 soluble lead.

19 So that, as you know, makes the cost of
20 off-site disposal more expensive and the volume of it --
21 of the landfill is coming in at least at the RAP
22 estimate or maybe a little bit more, so those two things
23 will probably cause the Baker Beach project to be at the
24 RAB cost estimate or maybe even higher.

25 So it's just part of the risk that we take

1 and, you know, clean closure remedies, sometimes they
2 come in less and sometimes they're going to come in a
3 little more.

4 So work on Baker Beach 4 I believe is
5 going to start next week. That's just that little tiny
6 contaminated area near Baker Beach 3.

7 So here's some photographs. This is the
8 upper end of the landfill. So all -- I've got a picture
9 of the lower end, but this is all that -- as it goes
10 downhill, that used to be kind of flat.

11 You know, that was all full of waste, and
12 it's all been dug out now, and the upper -- it's very
13 steep sand down there. You can kind of see the lip.
14 And so that's looking down, obviously. So that used to
15 be full of waste, that ravine and now all the waste is
16 gone and it's become like a valley there now.

17 MR. SUTTER: Craig, just for information,
18 you could maybe kind of point out where the previous
19 landfill surface, top surface was. Roughly. Roughly.

20 MR. COOPER: Maybe Brian could help out
21 here.

22 MR. ULLENSVANG: The vegetation on the
23 left wall.

24 MR. COOPER: Here?

25 MR. ULLENSVANG: The slope came down and

1 they cleared up to where the waste was. It's hard to
2 see in this one. I don't know if there's a better
3 angle, but if you put your finger about halfway up the
4 hill on the left side. That's about where the waste
5 was.

6 MR. COOPER: Are you getting the concept
7 that this goes downhill and then up? It's hard to -- if
8 you haven't been there, I'm kind of assuming that, you
9 know, you kind of get the general thing.

10 MR. ULLENSVANG: On the right side --

11 MR. COOPER: It's a good thirty feet
12 from --

13 MR. ULLENSVANG: It's deep.

14 MR. COOPER: From here to here. You're
15 looking like that to look up this bank here.

16 MR. ULLENSVANG: If you look on the right
17 slope, there's a kind of a line approximately where the
18 slope ended. There's been some vegetation here, so it's
19 hard to tell.

20 MR. COOPER: I think right about here.
21 Maybe from here across to here was full of waste, but
22 it's so hard to tell because, you know, it's like twenty
23 to thirty feet down in this little mini canyon here.

24 MR. BERMAN: It's actually pretty
25 spectacular. It's really worth seeing now that it's

1 dry, and if you have a chance, go by there. Go out
2 Washington Boulevard and --

3 MR. COOPER: I think I have just one more
4 picture. At the very bottom -- so this is at the very
5 bottom of the landfill. We're starting to put in our
6 erosion control strategy, and I didn't talk to Jen about
7 this, Brian.

8 MR. ULLENSVANG: That's not the way it
9 looks down.

10 MR. COOPER: In fact, Lew Stringer is the
11 Park Service's restoration ecologist, and so maybe --

12 MR. STRINGER: It's a willow mattress.
13 If you go back to one of the slides that shows the real
14 exit of the landfill.

15 MR. COOPER: So down here is where you're
16 planting some willows.

17 MR. STRINGER: It's an integrated kind of
18 matt that will hold any sediments that start to move
19 down through that ravine.

20 Hopefully that will trap any sediment and
21 then it will -- the stakes that will be put in, kind of
22 a lattice and woven branches. You kind of see a wall of
23 willow there.

24 It's a lot of kind of deeply woven
25 structure that will hopefully prevent massive movement

1 through that gully. And those willows are already
2 starting to sprout and they'll grow.

3 MR. ULLENSVANG: Most of that structure
4 that you see, the sticks are all buried.

5 MR. STRINGER: It's all buried now.

6 MR. ULLENSVANG: That's during the
7 planting of the willows which will help prevent any
8 erosion until the vegetation comes in.

9 MR. COOPER: Okay.

10 MS. PASSERO: What kind of drainage,
11 then, do you think will be -- seasonal during the rains
12 and all?

13 MR. ULLENSVANG: It's very close to
14 groundwater, the bottom of there. There should be some
15 seepage. It probably won't actually flow very far.

16 MR. STRINGER: It's seasonally wet, I'd
17 say. It's wet now in certain spots. We'll see what
18 happens this winter.

19 MR. COOPER: The bottom of the canyon,
20 yeah -- I'm assuming the sand -- there's a section of it
21 already wet where the seepage is still showing.

22 Sit still there.

23 MR. STRINGER: Yeah. It's been dug down
24 to the coal layer. It's down to sand. The scene where
25 the water is moving and it's percolating through at the

1 bottom there in the clay, coal, so --

2 MR. COOPER: Okay. Any other questions
3 about our -- the Baker Beach 3 cleanup?

4 MR. BERMAN: Could you just give me a
5 quick answer for 6A? Are the -- the utility lines
6 completely mapped or is some of this just going to have
7 to be figured out by -- by trial and error?

8 MR. COOPER: That's a good question. You
9 know, we have a utility map in the utility department
10 and it's -- it's not perfect, you know, and we're
11 already showing a lot of utilities crossing that site
12 that we know we have to go over after -- excuse me. Go
13 after and relocate, and I think they'll also be probably
14 some field reconnaissance at that time, also,

15 So we'll trench out the ones that we know
16 are there and see if there's any unmapped utilities
17 because it does happen.

18 Unmapped utilities do get -- that's why we
19 occasionally bump into pipes and things like that
20 because it is didn't show up on an Army as-built.

21 MR. BERMAN: Right.

22 MR. COOPER: Yeah.

23 MR. BERMAN: So the contractor, Pacific
24 Slope, whatever they're called, they are aware that they
25 have to do this in-situ reconnaissance?

1 MR. COOPER: Yeah, right.

2 MR. BERMAN: So are they able to bid on
3 them? Because that could be really complicated
4 depending upon what you find.

5 Are they allowed to change their -- the
6 cost of operation depending on what they find?

7 MR. COOPER: You mean the change order?

8 MR. BERMAN: Yeah.

9 MR. COOPER: I think the plans and specs
10 show known utilities.

11 MR. BERMAN: Mm-hmm.

12 MR. COOPER: And George is the expert on
13 this, but I would assume that if you -- if they hit
14 something simple -- a lot of people do it, but if they
15 hit something what they bid on and it's going to cost
16 them money, we can expect a change order for it. I
17 mean, that's just how it works.

18 MR. ULLENSVANG: My understanding is the
19 Trust feels they have a pretty good handle on the
20 utilities. There's not -- they're not expecting a lot
21 of surprises, and they'll go and do the standard
22 clearance before digging --

23 MR. COOPER: Right.

24 MR. ULLENSVANG: -- to help identify if
25 there are any missed ones.

1 But essentially they're going to try to
2 reroute all of the activities around it.

3 MR. BOGGS: The maps they have are pretty
4 detailed. I was surprised that they showed as many
5 utilities and the details of them as they did during the
6 design.

7 MR. COOPER: Yeah.

8 MR. BOGGS: I think they've got a pretty
9 good handle on them. Like Craig said, this is an Army
10 facility. It's actually quite common that you will find
11 things that just aren't recorded.

12 MR. COOPER: Yeah. Okay. Moving on to
13 the next CERCLA thing, the next big thing going on in
14 our CERCLA program is what's called RAP 3, and it has a
15 total of 31 CERCLA sites that will have remedies
16 declared for them, and the Trust -- we've been -- I'm
17 the project manager on this and the Trust -- we've been
18 working on it for about a year now, basically.

19 Just to give you an idea of how hard
20 putting this RAP together is. MacTech is our
21 consultant, and I think we've got one of the best staff
22 people from MacTech working on this, and we spent Brian
23 a draft a while back.

24 We got some comments. The Trust had some
25 more comments. There's been a couple of things in flux

1 regarding sites and so the Trust has now put together
2 another revised draft.

3 We think that we're just about there now,
4 and so I'm expecting comments from Brian very soon, and
5 because I know that it's due to Bob very soon, so we're
6 going to be jamming on getting that Draft RAP together,
7 and concurrent with that, just like what we've done with
8 RAP 1 and RAP 2, we're already working on our designs
9 from the sites that require remedial action, and, you
10 know, you've heard a lot the Baker Beach 1/2, not flip
11 sites, and we just finished a cultural resource baseline
12 assessment.

13 We needed to do that, so we hired someone
14 from URS that's very well respected from cultural land
15 people by both the Park Service and the Trust. He's
16 done all kinds of coordination and studies over the last
17 couple months and put together his impact assessment and
18 so the Trust is looking at that.

19 We obviously need that document to write
20 the RAP and to write the CEQA documentation for the RAP,
21 so that was an important milestone to get that finished.

22 Yes.

23 FACILITATOR KERN: Are there any remedies
24 in RAP 3 that you think would be controversial with this
25 group?

1 MR. COOPER: Well, they -- the RAP
2 remedies pretty much follow along the lines of the main
3 installation feasibility study, and the only -- yeah.
4 The only sites that -- that are in RAP 3 that aren't in
5 the feasibility study are from the Commissary PX and
6 those are clean closure things. Those two sites that
7 were removed from the commissary PX.

8 You know, I don't know how controversial
9 they are until --

10 FACILITATOR KERN: Okay.

11 MR. COOPER: Yeah.

12 MR. BERMAN: Wasn't the --

13 MR. COOPER: I hope not.

14 MR. BERMAN: Wasn't the Nike swale in RAP
15 3?

16 MR. COOPER: Nike swale is in RAP 3,
17 recommended for clean closure as in Nike.

18 So with respect to RAP 3 and -- and
19 associative remedial designs on RAP 3, at Baker Beach
20 1/2 -- I'm sorry. The first bullet should recognize
21 that the Geotech and the additional archaeological field
22 investigations are going to occur this fall, and the
23 Geotech work at Baker Beach 1/2, because it's so steep,
24 you know, basically we want to make sure that we're not
25 going to get into any trouble as far as waste movement

1 when we dig it up, and that the slope that we -- the
2 clean closed slope that we leave behind is stable.
3 Basically along the lines that -- DTSC requires that at
4 Baker Beach 3, so this time this one was -- because it
5 was required at Baker Beach 3, Baker Beach 1/2 is so
6 much steeper than Baker Beach 3, we assume that DTSC
7 would want this at the get-go, so we basically
8 incorporated it into our design process at this time.

9 There's a few sites in RAP 3 that we need
10 a little bit more information, characterization
11 information to help with the remediation design and DTSC
12 has that work plan and it's just some soil sampling,
13 just better pinpoint exactly where we need to do our
14 clean closure.

15 These are all -- building 662, sewer lift,
16 one 167 and 1351 are all clean closure sites in RAP 3
17 where we just want a little bit more definition on where
18 to dig.

19 We've hired a new consultant to start
20 working on RAP 5, and RAP 5, that new consultant is
21 called CDM, which is Camp, Dresser and McKee, and so
22 this is one of the consultants.

23 I think I told you that I went -- the
24 Trust has gone through a whole interview process for the
25 last couple months to bring on a couple new consultants,

1 and this was one of the best consultants that
2 interviewed with us, and so we have high hopes that they
3 will be able to do the -- do a good job on RAP 5.

4 As you can see, it contains a whole bunch
5 of very important sites, so this consultant is actually
6 going to come over to my office on Thursday for the
7 first time.

8 They just got their purchase order a
9 couple of days ago and they have a lot of background,
10 you know, stuff to read first, and so I'm going to give
11 them Ptemp and the feasibility study, just a whole bunch
12 of background documents so they can start putting
13 together RAP 5 together.

14 I'm sure that, you know, if RAP 3 took a
15 year or more to put together, RAP 5 will probably take
16 along those lines, too. Maybe a little bit less because
17 there's fewer sites, so it's going to be a complicated
18 one to write, also because of Mountain Lake.

19 We have a lot of -- the RAP is going to
20 handle a whole bunch of important issues regarding
21 Mountain Lake and it's coming up too. So it's going to
22 be a complicated RAP to write.

23 MR. BERMAN: What's the relationship
24 between CDM and CH2M Hill? Do they communicate?

25 MR. COOPER: That would be my -- yeah,

1 yeah. They would have to. They would have to
2 communicate. CH2M Hill is going to, you know, write the
3 feasibility study on, you know, landfill E and then the
4 results of that feasibility study's going to get
5 incorporated into RAP 5 just as the results to have EKI
6 feasibility study get incorporated into RAP 5, also.

7 So there's kind of two feasibility studies
8 that are feeding this particular RAP, and who does the
9 remedial designs for these projects? We haven't awarded
10 that or made that decision yet. Maybe Hill will do
11 landfill E. Maybe it will go to CDM or maybe somebody
12 else?

13 It's just -- I -- I'm trying to wait to
14 see on performance before -- that's a big decision is
15 the remedial designs because we get over time
16 construction oversites and the closure, and so it's a --
17 it's quite a column to get the remedial design task
18 order.

19 So I want to wait and see how Hill does
20 and see how CDM does before I make any decisions on
21 remediation design in RAP 5.

22 Okay.

23 MS. MONAGHAN: Did you invite these
24 people to your grant meeting next week because they're
25 going to be working on Mountain Lake?

1 MR. COOPER: CDM, no. I doubt it. You
2 know, URS on Mountain Lake is our remedial design
3 consultant right now and we're not even going to invite
4 them.

5 Once a project scope, not only you, would
6 we be telling you, we'd be telling our consultants about
7 that.

8 Okay.

9 MR. BERMAN: But the remedial design
10 that's involved for Mountain Lake does not really
11 consider the storm water runoff; right?

12 MR. COOPER: Exactly. They need to be --
13 they need to be aware of each other's projects, because
14 locationally, they're right next to each other, right.

15 MR. BERMAN: Right.

16 MR. COOPER: Yeah. Okay. Into the
17 petroleum program.

18 Shall I keep going or take a break?

19 Commissary PX. We submitted the draft
20 corrective action plan to the regional board. At the
21 last RAB meeting, I did a presentation about that
22 corrective action plan to the RAB, and we received
23 comments from the Park Service and the Regional Board
24 and one member of the public, a RAB member, and we would
25 really love if the RAB is going to, you know, comment.

1 I think at my -- at the August 10th RAB meeting I said
2 by the end of September, it would be great to get any
3 comments that you may have on this draft CAP.

4 FACILITATOR KERN: Mark and I talked
5 about it a little bit off-line, and there are some
6 issues that I think would be worthwhile the RAB
7 commenting on. Brian has submitted his comments to us.
8 We've had a chance to read some of those. They have
9 primarily to do with arsenic issues.

10 I think Brian could talk about those
11 better than I, but there's a timing issue I think that
12 comes up that it would be nice to have a chance to talk
13 about, and I don't know if this is really the right
14 time, but it comes -- I guess the construction schedule
15 is to do this work next summer.

16 MR. COOPER: Mm-hmm.

17 FACILITATOR KERN: And at the same time,
18 there is a study going on about Crissy Marsh expansion,
19 and it's my understanding that the Commissary PX area is
20 one of the areas under consideration for that expansion.

21 MR. COOPER: Mm-hmm.

22 FACILITATOR KERN: But that probably
23 won't happen for a while. I don't think the marsh is
24 going to expand into the commissary next summer.

25 MR. COOPER: Right.

1 FACILITATOR KERN: So I'm wondering if
2 there's a bunch of excavation to be done in an area
3 that's going to be excavated, doesn't it make sense to
4 do that once instead of backfill it, and I'm wondering
5 if there are ways to coordinate that activity, if people
6 are thinking about it, what are the pros and cons, what
7 is the expense?

8 I appreciate the desire to get, you know,
9 that work done. That's obviously in your interest, but
10 if the marsh is going to expand in there -- I think on
11 the other hand, and this is probably almost heresy
12 coming from me, but if the marsh isn't going to go there
13 and if it's going to be a parking lot and we're going to
14 repave it and cover it with asphalt, which is
15 effectively a cap, I mean, can we -- is it open to talk
16 about what are the major concerns with leaving it there?
17 How much would we save? What are the -- how much is it
18 going to cost to do this site? And I think we've talked
19 about that, really. What are those options?

20 Those might be comments, at least
21 initially, that Mark and I have looked at when we read
22 through this, and wondering the best way to get those
23 out on the table for people to think about, or are you
24 pretty much set on just wanting to go ahead, get this
25 done, dig it up, backfill it and forget about it?

1 MR. COOPER: Yeah.

2 FACILITATOR KERN: Is that really the
3 plan?

4 MR. COOPER: Well, you bring good -- the
5 points you brought up are certainly things that I've
6 struggled with and trying to balance -- waiting to see
7 what's going to happen for future anticipated land use,
8 basically, and see if there's going to be some
9 efficiency and some economic efficiency in that versus
10 just plunging ahead.

11 I'm -- I'm reluctant to -- you know, to
12 wait. You can kind of get the ballpark on how much
13 money could be saved. The cover alternative is -- is in
14 the cap. One of the alternatives you can take a look at
15 the assumptions that we put in regarding long-term
16 groundwater monitoring and so on, which obviously would
17 be something that would have to happen.

18 We put our best guess on what that
19 groundwater monitoring would be and how long it would be
20 required by the regulatory agencies.

21 So that's where you can kind of at least
22 get an idea of that particular thing, but my -- my gut
23 instinct is let's just go do it.

24 We've got the -- I would have to -- to
25 redo it at this point in time, you know, it would be --

1 I haven't even had that conversation with Jim, you know,
2 and I don't know if the freshwater -- I'm sorry. The
3 cleanup levels down in that area are very stringent
4 because of its location being in the saltwater
5 protection zone, I think it is, and -- yeah, and that I
6 think was -- it's in the saltwater protection zone,
7 maybe because it's in an area considered for marsh
8 expansion, but maybe there's other reasons why it's in
9 the saltwater protection zone just because it's near the
10 existing marsh. I don't know.

11 MR. ULLENSVANG: Those boundaries were
12 set because that was the targeted area for marsh
13 expansion that Jim gave.

14 MR. BOGGS: You may want to consider the
15 experience the Army had at fillsite 7 right across the
16 street. When they went to dig up that area, they had to
17 stepout upon stepout upon stepout because the data
18 confirmation samplings actually pre-defined the area of
19 excavation, but when they did their initial sampling, in
20 order to come up with the definition of that area, they
21 had to stepout, stepout, stepout because they kept on
22 running into contamination that they didn't pick up in
23 the RI.

24 So being right across the street, also
25 being in within the similar artificial fill on top of

1 the old marsh, you probably have a fairly high risk at
2 that particular site of doing a lot of stepouts in your
3 excavations and your confirmation sampling.

4 MR. COOPER: Yeah.

5 MR. BOGGS: And that may be something to
6 consider such that if it is going to be part of a marsh
7 expansion, if they are going to be wholeheartedly doing
8 that, to do it at that time with all those stepouts such
9 that you aren't having to backfill, et cetera. Not that
10 you would necessarily change your remedies, but what
11 would -- I mean, like Doug brings up a good point as far
12 as the timing of those things.

13 If there is a high potential for that to
14 become a much larger remediation project, you might
15 consider that in your evaluations.

16 MR. COOPER: Right.

17 MR. ULLENSVANG: And certainly some areas
18 which may be a higher priority than others because
19 they're currently in the marsh. I think we should be
20 careful not to run the risk of those sites that are
21 threatening the marsh now, that we shouldn't wait too
22 long on those because it may be actually harder.

23 FACILITATOR KERN: I certainly don't want
24 to hold up the project, but it just seems -- I mean, I
25 think I already commented when I first looked at the

1 drawings, and there's kind of these little connect the
2 dots weird shapes, and in my mind those are blobs.

3 Those are contaminant spills that could
4 turn into larger areas, and those dots can connect in a
5 lot of ways, and pretty soon you've got the marsh
6 expansion right there and it's already dug up.

7 Everybody says, "Stop, don't backfill. Leave it open."

8 MR. COOPER: Fine with me. First of all,
9 I looked to see the COC. No metals are -- you know,
10 we're not going to be testing for metals in our stepout
11 sampling. It's TPH. The pH's could get us into trouble
12 as far as additional stepouts and cleanup levels, but,
13 you know, it's a good point.

14 I -- you know, almost every site -- you
15 know 207/231, we're going to have the same issue.
16 207/231 petroleum site is also in the saltwater
17 protection zone. It's also a potential marsh expansion
18 area just like the Commissary PX is also.

19 So that's two of our most important
20 petroleum contaminated sites. Putting them on hold, you
21 know -- I've worked with the Regional Board regarding
22 redoing our -- our cleanup due to another external
23 factor at 1065 with the water recycling plant and that's
24 had some mixed results waiting for another department to
25 make up their mind and move forward on their projects,

1 and I can't say it's been the most -- the most
2 successful way of proceeding on the project is waiting
3 for another department to act and have their money ready
4 and -- and in step with the remediation department.

5 In theory, it sounds great. In practice,
6 it could lead to some really significant delays for us.

7 FACILITATOR KERN: I appreciate that. Is
8 the estimate about three million dollars to do this
9 clean closure? I mean, that's what sticks in my mind.

10 MR. COOPER: Yeah. Let me look it up
11 real fast. I thought it was two million. It is 2.5.

12 FACILITATOR KERN: Okay.

13 MR. COOPER: 2.5 to 2.7. That's the
14 clean closure because the in-situ underneath the
15 commissary building.

16 FACILITATOR KERN: So -- so reasonably
17 good size investment?

18 MR. COOPER: Yeah. It's a big chunk of
19 money.

20 FACILITATOR KERN: And to -- it seems
21 like such a big opportunity if you've got that open hole
22 and if it could be part of a marsh expansion just
23 seems -- it was -- I had to at least bring this up --

24 MR. COOPER: Yeah.

25 FACILITATOR KERN: -- at this meeting.

1 It's incredible that we're not talking about this in my
2 view. It's such a huge investment. You know, the
3 marsh -- Crissy Marsh was a couple of tens of millions
4 and here we are we're on the way to digging it up.

5 MR. COOPER: And will, you know, 207/231,
6 you know.

7 FACILITATOR KERN: I have the same
8 comment at that site.

9 MR. COOPER: Yeah.

10 FACILITATOR KERN: As much as I want that
11 site gone and as much as I want this site gone, it's --
12 it would be increase I believe to backfill that and dig
13 it up again.

14 Am I strange? Is this a strange comment?

15 MR. COOPER: It wouldn't be two million
16 dollars, because you'd be digging up clean soil versus
17 digging up contaminated soil, but --

18 MS. TRIGIANI: And who would be digging
19 it up again?

20 MR. COOPER: Somebody other than the
21 remediation department. The Trust and the Park Service.

22 I don't even know that the marsh expansion
23 project is going to be funded, Brian?

24 MR. ULLENSVANG: I don't know.

25 MR. COOPER: They don't even have

1 funding, at this point.

2 MS. TRIGIANI: So Craig, why do we need
3 to do this now? Bear with me. This is not a challenge.
4 This is not a challenge. This is a question. Is this
5 not a project that can be put on hold just in case we
6 don't have the money. Is there an environmental hazard
7 that has to be addressed immediately?

8 MR. ULLENSVANG: I would suggest that
9 there are portions of the site that do need to be
10 addressed urgently because they are potentially
11 threatening the marsh.

12 MS. TRIGIANI: Oh, okay.

13 MR. ULLENSVANG: But I'm not trying to
14 say that the entire area needs to be addressed
15 immediately.

16 MS. TRIGIANI: Okay. This is probably
17 all in documentation somewhere.

18 FACILITATOR KERN: I don't want the slow
19 down the process. I -- but I did want to raise this and
20 it would be some comfort to me to hear from somebody
21 about maybe the marsh expansion project and is there
22 coordination? You know, are they happy? Oh, let it go.

23 I mean, anyway --

24 MR. COOPER: I mean, you see the
25 situation -- I'm sorry to interrupt, but if we had, you

1 know -- we knew that the marsh expansion project was
2 somewhere in the mix, and if the -- you know, I could
3 have said you know what? I don't think it's going to
4 expand there and gone to Regional Board, petitioned --
5 change the cleanup levels and the whole excavation
6 strategy would be different, but then I think it would
7 get just flipped and remediation would be criticized,
8 oh, why aren't you cleaning up to -- for this potential
9 anticipated land use.

10 FACILITATOR KERN: Well, the land use, if
11 it's going to be a parking lot, is a whole different
12 land use.

13 MR. COOPER: Mm-hmm.

14 FACILITATOR KERN: I mean, I think that's
15 something that's worth talking about. All the other
16 sites, we're talking about other kinds of uses. I mean,
17 open space, you know, environmentally sensitive
18 restoration, but I've seen when they put down a parking
19 lot, they spray it with oil and they put down asphalt
20 and kind of contaminate that area.

21 I mean, it's -- we're going to
22 recontaminate it once we dig it up by putting back the
23 asphalt.

24 I mean, is that right?

25 MR. COOPER: Recontaminate it?

1 FACILITATOR KERN: Well, not maybe at the
2 same level, but you're going to put something back on
3 the top.

4 Anyway --

5 MR. COOPER: Yeah.

6 FACILITATOR KERN: -- I -- I'm not trying
7 to say don't go ahead, but it seems like this is a basis
8 for some comments, anyway, so --

9 MR. ANDERSON: I was just wondering if
10 finding a large hole there wouldn't motivate somebody to
11 proceed more rapidly with the marsh expansion project.

12 FACILITATOR KERN: There's going to be a
13 large hole.

14 MR. ANDERSON: Yeah. So -- meaning you
15 do that, maybe you could anticipate not needing to
16 refill it.

17 MR. ULLENSVANG: I'm afraid that under
18 marsh expansion, there's to be a fair amount of planning
19 so that you couldn't leave the hole.

20 MR. ANDERSON: Can you get the planning
21 started?

22 MR. ULLENSVANG: It might help get the
23 project going. Where it's best to put or vote for reuse
24 and the hydrology of the marsh, but it's certainly one
25 of the things that helps with the creation of the

1 existing marsh is the cleanup at fillsite 7 did create
2 the beginning of this.

3 MR. BUDROE: One thing I'm hearing is the
4 one little item that wasn't said is there any funding
5 for the marsh expansion and what I heard was no.

6 MR. ULLENSVANG: I'm not sure that we
7 know if there's or not. I don't know whether I can say
8 yes or no.

9 MS. TRIGIANI: Who funds the --

10 FACILITATOR KERN: I don't know that
11 anybody's sought the funding. I mean, there could be --
12 I don't know the answer to that, either.

13 MR. BUDROE: I mean, and, you know,
14 thinking about it, the marsh expansion project isn't
15 going to pick up the tab for the contaminant removal end
16 of life, and so if it's going to cost 2.5 and 2.7
17 million dollars to clear that stuff out, fine.

18 If it's going to cost somewhere down the
19 line \$300,000 to take the backfill off, then it might be
20 better to just go ahead and do it now --

21 FACILITATOR KERN: Right.

22 MR. BUDROE: -- especially if it won't be
23 coming out of the same pot.

24 FACILITATOR KERN: I wonder what that
25 cost is.

1 MR. BUDROE: Removal of the backfill?

2 FACILITATOR KERN: Right.

3 MR. ULLENSVANG: You could calculate that
4 roughly from the cap because there are numbers
5 associated with excavation. There's numbers associated
6 with cost -- putting backfill in. There's costs to dig
7 things out and costs to put it back in and there's
8 disposal costs where you could assume it's much cheaper
9 than dispose disposing of a contaminant soil.

10 MR. BUDROE: You might be able to use
11 that swale somewhere else in the park since it's clean
12 fill.

13 MR. ULLENSVANG: Possibly, or somewhere
14 else that may not be in the park, but some use.

15 FACILITATOR KERN: My purpose was to
16 raise the issue, not necessarily to settle it, but I
17 appreciate having that chance.

18 MS. SEGAL: Is there -- is there a time
19 frame on this potential marsh expansion area that is
20 being talked about? I mean, do we even know?

21 Given the choice of having a hole there
22 for a while or filling it and digging it up again,
23 maybe -- maybe people would rather have a hole for a
24 while, I mean, if it is -- it just seems like we're in
25 the game of moving the rocks from one side to --

1 MR. ULLENSVANG: Based on my experience
2 during the cleanup of Crissy Field, it would generally
3 not be acceptable to find a hole there for a long period
4 of time. It's cleanliness and safety sort of issues.

5 If there's a hole, it will probably have
6 some water in it, and you run the risk of animals
7 getting in the hole and it's not designed for animals
8 because it's not natural and trash begins to collect.

9 So you'd probably try to time the
10 operations closer than years apart.

11 MS. SEGAL: I'm sorry. So there is some
12 glide path or timeline for the marsh expansion.

13 Is there a big marsh -- 28 million was the
14 first one, right?

15 FACILITATOR KERN: Mm-hmm.

16 MS. SEGAL: And there's no -- projection?

17 MR. ULLENSVANG: Craig and I don't know
18 the path associated with the marsh expansion project. I
19 think that there may be more known than we know.

20 MS. SEGAL: Okay.

21 MR. COOPER: And I remember -- the last
22 time I talked to the Planning Department about this,
23 they planned on having a public meeting about the marsh
24 expansion.

25 MR. ULLENSVANG: It's a process that's

1 underway.

2 MR. COOPER: Yeah. There's a whole team
3 on marsh expansion, and I thought the public meeting was
4 sometime this fall, but maybe it didn't happen. I'll
5 double-check, but as you can see, they're still at the
6 alternative stage and haven't even selected -- get --
7 gotten near to selecting an alternative yet, and after
8 that, they've got to go and find money.

9 So it could be years.

10 MS. SEGAL: And when we talk about the
11 Commissary PX, when you come in from Lombard Street.

12 MR. COOPER: Mason.

13 MS. SEGAL: So the big hole would be on
14 the south side of Mason.

15 MR. COOPER: Exactly.

16 MS. SEGAL: And the new marsh is on the
17 north side?

18 MR. COOPER: Right. The bay side of
19 Mason. You know where the Sports Basement is? The top
20 part is going to be dug up by this project, yeah, and
21 then backfilled.

22 MR. BERMAN: Doug, would it be
23 appropriate to have a little -- a small technical
24 discussion at the next committee meeting with a few
25 numbers? For example, Brian suggests that we could

1 estimate what the re-excavation would cost if it was
2 clean fill from the volume.

3 Secondly, there's some urgent remediation
4 that has to be done, so if that's done, what's the
5 incremental difference in doing the whole -- the whole
6 thing? If it's small enough, then, you know, it would
7 seem hardly appropriate to cut it at that stage.

8 So maybe put a with a couple of numbers,
9 we could get slightly more educated and -- I don't know
10 if you're the person that can get them, but maybe Brian
11 and Craig could -- could supply that. And then we could
12 roll it around for a few minutes, and if it -- if your
13 concerns are such that the -- with the urgent
14 remediation and the costs of removal of the clean stuff,
15 look at that package, and if it's relatively small, then
16 maybe some of your -- your concern can be assuaged.

17 FACILITATOR KERN: I appreciate that.
18 Anything else?

19 Thanks fore bearing with me. A lot of
20 questions tonight.

21 MR. COOPER: Building 1065 area. As you
22 know, we've already finished one cleanup under an
23 interim action there, and we have scheduled a part two
24 to this interim action that was going to be coordinated
25 with the construction of the water -- I put treatment.

1 I meant to say recycling plant, and it is a water
2 treatment plan in a sense, but we're calling it the
3 water recycling plant, and that particular project is
4 temporarily delayed for various reasons, and so that's
5 going to affect our ability on Phase II of our interim
6 action, so it's just -- it's hard to get things done
7 when all these other moving pieces are going on, and so
8 anyway, I need to meet with Jim and explain what
9 happened and come up with a strategy on how to proceed.

10 So all I can say is next slide at this
11 point.

12 MR. BERMAN: Is any of that affected by
13 the Doyle Drive considerations?

14 MR. COOPER: No, no.

15 FACILITATOR KERN: Can you talk about
16 what delays are occurring?

17 MR. COOPER: I think so. I think so.

18 FACILITATOR KERN: I mean, because it was
19 a bit of a rush --

20 MR. COOPER: We were over budget.

21 FACILITATOR KERN: -- to get the project
22 through.

23 MR. COOPER: The interim actions?

24 FACILITATOR KERN: Right.

25 MR. COOPER: We got the first one done,

1 and we wanted to clean up the contaminated soil to make
2 way for the construction of the water recycling plant,
3 and the second one was actually going to be coordinated
4 in -- it's like concurrent with the construction of the
5 water recycling plant, and the water recycling plant is
6 now delayed because it's owe the bids came in
7 significantly higher than what the Trust had expected,
8 yeah.

9 So -- so much so that, you know, we have
10 to, you know, think about how to get the bids back down
11 again, and that could take some time.

12 I don't know. The Trust project manager
13 on the water recycling plant is very optimistic. He's
14 like oh, no. I'm going to solve this problem. Don't
15 worry. I'm going to get this project going again this
16 soon, and, you know, we've waited for him already --
17 we've encountered one delay in him getting his plans and
18 specs together, so I -- it's tricky, because the --
19 where -- this second part of where 1065 is contaminated
20 is underneath the building that is protected by the
21 National Historic Preservation Act.

22 They've -- those folks have been willing
23 to work with us, you know, in dealing with the building
24 underneath it and so on and actually I was having the
25 water recycling plant people do -- take up kind of a

1 brunt of the costs of shoring and taking the roof off
2 the building and moving some pillars inside the building
3 so the remediation department can go in there and dig --
4 and dig it out.

5 Now the water recycling folks aren't there
6 to kind of take a big -- a big lion's share of those
7 costs, so I have to decide whether the remediation
8 department should go in there and take the lion's share
9 of those costs and shore the building and take the roof
10 off and move all these pillars around and take out the
11 contamination or should we wait? Or start -- or go with
12 an in-situ remedy.

13 MR. SUTTER: Craig --

14 MR. COOPER: Those are the issues I'm
15 grappling with right now.

16 MR. SUTTER: Do you know whether the
17 recycling plan -- were the bids so high that they may
18 have to redesign?

19 MR. COOPER: If it's so high they have to
20 redesign?

21 MR. SUTTER: Sometimes that's the case.

22 MR. COOPER: I don't know that.

23 I think right now he's just looking for
24 some, you know, value engineering efficiencies right now
25 to try to bring the bids down, but I don't know.

1 MR. SUTTER: So the first option will be
2 to -- to take a look at the bid spec, maybe make some
3 adjustments and then rebid?

4 MR. COOPER: Right, yeah. But if he
5 doesn't internally see enough savings, then it might be
6 a full redesign, and that's where you see the big delay,
7 yeah.

8 FACILITATOR KERN: Mary.

9 MS. TRIGIANI: Craig, are those plans
10 under your management and jurisdiction or is that -- is
11 that the department of Trust again?

12 MR. COOPER: The water recycling plant?

13 MS. TRIGIANI: Yeah.

14 MR. COOPER: It's not in remediation.
15 The department, I think.

16 MS. TRIGIANI: So we've got to clean up
17 under there before they can build?

18 MR. COOPER: Right.

19 MS. TRIGIANI: Mm-hmm. So why do we have
20 to pay for the building being -- the columns being moved
21 around and all that sort of thing?

22 MR. COOPER: Right. We --

23 MS. TRIGIANI: Why would that be?

24 MR. COOPER: Well, to get at the
25 contamination, you need to make sure that the building

1 is stabilized.

2 MS. TRIGIANI: Okay.

3 MR. COOPER: And I was -- the original
4 coordination between our two departments is that
5 operation department was going to pay for that.

6 MS. TRIGIANI: Sure.

7 MR. COOPER: Now their project isn't
8 moving forward, so there's no reason for them to do it.

9 MS. TRIGIANI: I'm detecting a pattern
10 here. A lot of projects are on hold that hold us up, so
11 we have to go in and do stuff and pick up the tab? Or
12 am I --

13 MR. COOPER: Well, we have to just think
14 about our strategy. Do we want to go in and pay those
15 costs and do an excavation remedy, should we wait,
16 should we do it in-situ? We're not getting forced to do
17 it.

18 MS. TRIGIANI: Okay.

19 MR. COOPER: But our program that is
20 fully funded, that has a schedule. It's in our interest
21 to keep --

22 MS. TRIGIANI: Go along. I'm just
23 sharing with you some of the struggles I go through in
24 doing that.

25 Other departments run into problems

1 such -- just like we do. Sometimes we run into our own
2 delay. Contamination. We've got our own problems with
3 delay. I've got --

4 MS. TRIGIANI: That's big of you. I
5 don't have that problem.

6 MR. COOPER: What's that?

7 MS. TRIGIANI: That's very big of you. I
8 don't have that problem.

9 MR. COOPER: Ha-ha-ha, yeah.

10 MS. TRIGIANI: I just want to make sure
11 I'm wondering, though, before I do get challengee about
12 this.

13 MR. COOPER: Mm-hmm. So, yeah, I'll
14 report back to you all about, you know -- this
15 information -- I just found out last week about the
16 problem with the water recycling plant going forward.

17 MR. ULLENSVANG: Mary, another way you
18 might want to look at this. Craig was using the water
19 plant an opportunity to save some costs. He might have
20 lost that opportunity. It won't cost him anymore than
21 if the water plant never existed.

22 MS. TRIGIANI: Thank you.

23 MR. COOPER: We've got our expectations
24 very high that we were going to save some money and not
25 panning out the way I had hoped.

1 MR. BERMAN: Is the size of the water
2 treatment plant set in stone, so to speak? You know,
3 one way of cutting back on the cost of that is to make
4 the treatment plant a little bit smaller.

5 MR. COOPER: Yeah. That's really not my
6 department. All I knew is that the little interaction
7 between our two departments. I know very little about
8 the --

9 MR. BERMAN: Somehow it's got to be --
10 eventually the capacity and the costs have to be
11 connected in some way, and it may be possible to build a
12 treatment plan in two stages, two plants.

13 MR. ULLENSVANG: Hopefully those are
14 things that the project manager is going to consider.

15 MR. COOPER: Yeah.

16 MR. BERMAN: It doesn't seem like a
17 really difficult problem at this moment.

18 MR. COOPER: I think it's going to get
19 worked out. It's just a matter of the time it takes for
20 them to -- this is the operations department now, the
21 water recycling people to sort through their problems.

22 when we have our project delays, we sort
23 them out and we figure it out and we find a way to move
24 forward. I know we're going to do the same thing. It's
25 just a timing -- it's just a signing issue, really.

1 MR. BERMAN: You may get your savings,
2 anyway, when they rethink --

3 MR. COOPER: I might. I might, right.
4 Exactly. I'm hoping fill still. I'm still optimistic
5 that I'll get the savings.

6 FACILITATOR KERN: And you can finish
7 this page and take a break.

8 MR. COOPER: Okay. Well, this one is --
9 there's nothing new. These are the other two large
10 corrective action plan sites in the works.

11 Take a break?

12 FACILITATOR KERN: Would that be good
13 with everyone? All right.

14 (Recess taken).

15 FACILITATOR KERN: It's been requested
16 that as we reconvene, that before people take off that
17 we address the issue of one of our members has requested
18 a leave of absence, and that's something that we should
19 just take a quick poll on.

20 Is everybody aware that Tracy has
21 requested a leave of absence? Is there any discussion
22 about that?

23 MR. SUTTER: How long?

24 FACILITATOR KERN: I think it is through
25 mid-December, if I recall from her e-mail.

1 MS. MONAGHAN: Fall term.

2 FACILITATOR KERN: Going to school.

3 Is there any objection?

4 All right. Then seeing no objection, then
5 I would say that her leave has been granted.

6 MS. MONAGHAN: Thank you.

7 FACILITATOR KERN: And I don't know if
8 Mark is still going to come for his report, so we can
9 cycle back to yours.

10 MR. COOPER: The old standby, huh?

11 Okay. This has a very long-term,
12 development of freshwater TPH diesel and fuel oil point
13 of compliance concentrations report.

14 What it's all about is there's these, you
15 know -- two ecologically zones in the Presidio, the
16 saltwater protection zone that we've been talking about
17 and a freshwater eco zone.

18 The saltwater is down about the marsh, and
19 the saltwater is Tennessee watershed, plus or minus, to
20 simplify it.

21 The Army -- because these are ecologically
22 sensitive zones, we need to make sure that our cleanup
23 levels are protective and consider the value of these
24 zones, and the Army had developed cleanup -- this is all
25 about cleanup levels, okay. The Army had developed

1 cleanup levels for just gasoline for both zones,
2 saltwater and freshwater --

3 MR. ULLENSVANG: It was everything in the
4 saltwater zone. Just gas tanks in the freshwater zone.

5 MR. COOPER: They had done gasoline, fuel
6 and diesel in the saltwater zone, but only gasoline in
7 the freshwater zone. That's what the Trust inherited,
8 so that's what it says.

9 The point of this is to find these two
10 missing cleanup levels, one for diesel and one for fuel
11 oil in the freshwater ecological protection zone.

12 So whenever we're cleaning up petroleum
13 contaminated soil in Tennessee Hollow area, we want
14 to -- we want to make sure that we cleanup to the right
15 levels.

16 This was a requirement in the board order
17 that we got last year from the Regional Board, and we
18 met with the Regional Board, the Trust did with the Park
19 Service and we came up with this idea.

20 The traditional approach to come up with
21 these type of ecological protective cleanup levels, for
22 example, the way the Army did it, which is the
23 traditional eco risk assessment type approach is where
24 you do -- it's called amino -- bio assays. Thank you.
25 Basically putting aminos in a tank and then adding

1 little bits of contaminants in it and see how they do,
2 to see how fast they die.

3 MS. TRIGIANI: Oh.

4 MR. COOPER: And then you back calculate
5 cleanup up levels for that.

6 So as you can imagine -- and as you can
7 imagine, there's a lot of assumptions that go into that.
8 You got to find -- it's better -- instead of just
9 bringing in fuel oil from Richmond, you know, you want
10 to fuel oil that's specific to the Presidio, that's
11 weathered because it might have a toxicity, you know,
12 profile that's different than other fuel oils, et
13 cetera.

14 So, anyway, it's a complicated work plan
15 to put together. It's very expensive. You got to bring
16 in specialists, and so the Trust in coordination with
17 the Park Service and the Regional Board, we came up with
18 an idea of basically just kind of -- for purposes of
19 protectiveness, looking at some of the saltwater numbers
20 and looking at some of the freshwater numbers, the
21 freshwater number for gasoline, and coming up with a
22 strategy of just borrowing those numbers and making sure
23 that they would be protective for fuel oil and diesel.

24 So -- to kind of leap over the bio assay
25 approach and just get to some numbers that everybody

1 feels comfortable with and -- so that's what we did, and
2 we sent Jim a -- a report on that and he approved it,
3 and so that -- that issue was done. We have cleanup
4 levels for all three petroleum type contaminants now in
5 Tennessee Hollow.

6 The other things in the petroleum program.
7 We submitted Jim a petroleum site contingency action
8 plan, how to deal with petroleum contamination that
9 isn't in our -- isn't a known site, and we're basically
10 clean closing it to our cleanup levels, and Jim's
11 approved that plan, and a copy of the plan is on the
12 Trust Web library if you want to take a look at it.
13 It's under petroleum contingency plan folder.

14 Graded area 9 sand. We talked about this
15 before. We're piling some sand over at graded area 9
16 from the de Young Museum. It's -- we're about halfway
17 done, I think. Maybe a little bit more. We've stopped
18 right now, as you'll see. We're kind of in between
19 excavations over at the de Young.

20 It's our first time showing some pictures
21 from the source area over at Golden Gate Park.

22 You can see that -- where they've been
23 digging and where our sand has been coming from.
24 There's another picture. That's the aquarium; right?

25 MS. MONAGHAN: Academy of Science.

1 MR. COOPER: Yeah. So they're starting
2 the garage excavation now over at the Academy of
3 Sciences, and once they get down deep enough, we'll get
4 into some good zapped. We know that the first
5 excavation of this, there were some Colma and some other
6 stuff in it that --

7 MR. ANDERSON: There was some what?

8 MR. COOPER: Colma soil.

9 MR. ANDERSON: Oh.

10 MR. COOPER: We wanted the good do you
11 know sand, so we told them to stop the trucks, wait till
12 you get down a little bit deeper and get into some
13 better do you know formation before the trucks start
14 going again.

15 Is that accurate, Lew.

16 MR. STRINGER: Yes.

17 MR. COOPER: And there it is, the sand
18 pile. I think I showed this last month. Not that much
19 sand has arrived over the last four weeks, very little
20 because of this waiting for -- getting better source
21 sand from Golden Gate Park.

22 As you can see, it's a pile. That's the
23 Baker Beach Apartments. You know, you're looking --
24 that's the back end of the Baker Beach Apartments there.

25 Mustard agent site, the bane of my

1 existence. I hate this site. It's still fenced in with
2 the high fence. I -- you know, we're going into another
3 rainy season, so the Trust is -- we're going to have to
4 get in there. We've put in emergency controls in there,
5 it's full of weeds, it's a total eyesore.

6 I'm getting very grumpy about this site
7 because we need to maintain it, but it's also a site
8 where potentially, even though it's a very low
9 potential, that there could be some additional bottles
10 in the soil complies that DTSC is concerned about that.

11 So any time people go in there, you know,
12 we have a health and safety officer. We redo -- every
13 time we redo the training about unknown object training,
14 what to do?

15 You can't dig -- you can't just start
16 jamming shovels into the ground. You got to dig with
17 care, and it's -- it's becoming quite a pain for not
18 only me, but for our restoration people who really want
19 to get in there and finish this project up.

20 So I know I've been complaining about this
21 had site for a while now to try to get some emotion
22 going here. I'm going to write the Army a letter
23 about -- I've already sent them a letter that you're
24 paying for our maintenance of this site for the time
25 being. I don't think I can charge them, you know -- my

1 restoration people also want me to charge them for when
2 they do clear out, get the close out for DTSC to pay for
3 the planting, letters.

4 I think that might be a little
5 overreaching, but I'm certainly planning on charging the
6 Army for the fence that we put in, the -- all the site
7 maintenance that we've been going on, the trainings that
8 we have to do for folks. It's, you know -- it's not a
9 ton of money so far, but it's more of just a hassle
10 factor and more of an eyesore.

11 I'm surprised I have not received more
12 complaints from the public at this point in time. I
13 don't know.

14 MR. SUTTER: What is the Army supposed to
15 do at this point? Are they supposed to say that the
16 cleanup we did is sufficient. Therefore you can restore
17 the site?

18 MR. COOPER: We are expecting the Army --
19 yeah. They have to make a decision about this site and,
20 you know, remember the archive search report that
21 unveiled several other potential sites similar to this
22 site. They need to tell us about the risk that this
23 site poses and these other sites and develop a work plan
24 acceptable to DTSC to get closure for them, whether --
25 you know, I'm not even going to get. Whether they need

1 to do some field investigations, take some samples,
2 whatever. They need to get closure from DTSC before the
3 Trust can get back in there and finish our planting.

4 So --

5 MR. BOGGS: I was going to say. I can
6 add a little bit to that. I talked to Bruce Handel
7 recently, as well, and -- in between getting delays and
8 similar to what Craig has felt, I'm sure.

9 When they completed the archive search
10 report, based on that report, they were supposed to
11 review that and then come up with a plan for, like he
12 said, additional sampling of what work needs to be done.

13 They actually completed that. That --
14 there's a table that went along with that that then goes
15 from the Army Corps of Engineers to the brake office,
16 which is an actual Army office, base realignment and
17 closure.

18 There is apparently some concerns at the
19 Army level about direct, that the corps had what our
20 next steps are, so they've kind of been discussion
21 mode -- well, there's a lack of discussion and the Corps
22 of Engineers, which is Bruce Handel, would actually do
23 the work or oversee it, is waiting for direction from
24 the Army because the Army didn't like the
25 recommendations that were coming out.

1 So at this point, trying to get a timeline
2 out of him is very difficult, and -- with you but I do
3 know nothing's going to happen before October, and that
4 will be the earliest we could expect anything from him.

5 FACILITATOR KERN: Is there -- I'm sorry.

6 MS. CLEEK: They don't let you know what
7 those findings are, what they're proposing for a course
8 of action, so that's still unknown to everyone?

9 MR. BOGGS: Correct. That's what we've
10 been waiting for for a considerable amount of time is to
11 find out what our next steps are.

12 MS. CLEEK: But we --

13 MR. BOGGS: Or what the next steps are
14 that the Army's going to propose.

15 MS. CLEEK: But the next steps in the
16 report apparently are not accessible to --

17 MR. COOPER: Another section of the Army.

18 MS. CLEEK: Another section of the Army,
19 but we don't know whether that means that they want to
20 dig up the entire area or they don't want to do
21 anything?

22 MR. COOPER: Right.

23 MR. BOGGS: Correct.

24 MR. COOPER: We don't know.

25 FACILITATOR KERN: Should we be thinking

1 about something post October that we can -- as a RAP
2 begin to do?

3 MR. BOGGS: I've got a briefing with my
4 management based on -- it was just yesterday that I
5 talked to Bruce, where I need to brief them on my
6 conversations with Bruce.

7 We've held off on writing a letter.
8 That's kind of what we were going to do previously, but
9 I think as we continue to get put off here, at some
10 point I'm sure my management's going to want to elevate
11 it up a little bit.

12 FACILITATOR KERN: It seemed at one point
13 that we were fairly agitated about Baker Beach and there
14 was an area over by the Burger King which was a hand
15 grenade area --

16 MR. COOPER: Mm-hmm.

17 FACILITATOR KERN: -- and so I guess we
18 should have in our minds that we'll do something if --
19 if the -- between you two guys, you know, it keeps
20 getting -- we have to think about what to do.

21 MR. BUDROE: What about a RAB of Nancy
22 Pelosi?

23 MR. BOGGS: I think those options are
24 down the line. Those are definitely available to the
25 RAB. It's not something that I can pursue, but --

1 FACILITATOR KERN: I mean, I think we can
2 put together the picture of how long it took to get the
3 report, how long all the letters you guys have sent and
4 still nothing has happened kind of thing, so --

5 MR. COOPER: Mm-hmm. It doesn't have to
6 be an angry letter. It can be an anxious letter.

7 MS. SEGAL: Did we actually get the
8 archive search report, and if so, what?

9 MR. COOPER: About a year ago.

10 MS. SEGAL: Is that when they came out in
11 December and said they were going to --

12 MR. COOPER: Remember, and they presented
13 the archive search report?

14 MS. SEGAL: That was December?

15 MR. COOPER: I think it was around
16 October.

17 MS. SEGAL: Then that's right. They were
18 going to do something in December?

19 MR. COOPER: They were going to do
20 something in December. Let's pull this original
21 presentation. I don't like pointing fingers at other
22 people's project delays. I know I've got my own to deal
23 with.

24 MS. CLEEK: Is there anything really
25 critical that needed to be addressed by January?

1 MR. COOPER: That is -- what we're still
2 waiting on.

3 MS. CLEEK: I thought they were going to
4 do a first pass.

5 MR. ULLENSVANG: We asked them to.

6 MS. CLEEK: In the letter, and they've
7 never done either one; right?

8 MR. ULLENSVANG: They haven't come back
9 from that.

10 MR. COOPER: That's right.

11 FACILITATOR KERN: So it doesn't have to
12 be an angry letter, but it would probably be --

13 MS. PASSERO: It can be assertive.

14 MR. SUTTER: Why not an angry letter?
15 The Army deals with anger. They understand that.

16 MS. TRIGIANI: They understand surly,
17 don't they?

18 MS. MONAGHAN: 10:14. Thanks.

19 MR. COOPER: The next RAP meeting will be
20 the one year anniversary.

21 FACILITATOR KERN: Right.

22 MR. COOPER: Okay. Project closeouts.
23 Some remediation projects really do make it to the
24 final -- the final stage, and so these are three that
25 are with the regulators. There they are.

1 Groundwater monitoring, same old thing.

2 Lead based paint, some old thing.

3 On our schedule, it's what I talked about
4 before, the importance of RAP 3 and RAP 4. I'm getting
5 concerned about RAP 4, but we need to -- the Trust and
6 the Park Service need to work out the landfill 10
7 feasibility study issue so we can get RAP 4 out to the
8 regulators and to you all to comment on, because we're
9 hoping to -- we're hoping to do a lot of stuff in
10 December of 2005.

11 We need to get RAP 3 and 4 done this
12 winter and signed by next spring to do remediation work
13 next summer, and the enforceable schedule, I need to
14 meet with Jim what I talked about with the 1065 problem,
15 with the water recycling plant and RAP 3 is due to Bob
16 soon.

17 Oh. On this one, I've -- I've got a
18 letter to Mark regarding the -- I think Dave asked for
19 the -- the summary table that I presented to the Trust
20 board of directors, so here's a letter to Mark.

21 I guess -- since he's not here, I'll mail
22 it to him, but I copied Dave and Doug on the letter, and
23 if anyone else wants this. It's a -- it's a letter
24 basically transmitting the table. You can pass this
25 down to Dave.

1 And but if anybody on the RAB, regulators,
2 whatever, I'll posit on the Web library. It's only two
3 pages, so it will be really easy to download in PDF, or
4 if you want your own copy, I can mail you a copy, too.

5 MS. SEGAL: Craig, when you say you
6 presented it to the Trust board that they didn't have
7 any real questions or issues with it?

8 MR. COOPER: No.

9 FACILITATOR KERN: One --

10 MR. COOPER: They're leaving it up to me
11 to stay on schedule and stay on budget, you know.
12 That's -- they've got their hands full on other things.
13 So they asked some questions. They're did he have
14 definitely interested in this, but they don't want me to
15 mess up, basically. That was their bottom line, you
16 know, advice.

17 MS. SEGAL: But Alan was with you at the
18 meeting?

19 MR. COOPER: Mm-hmm.

20 FACILITATOR KERN: Do you think there
21 will be an opportunity to review the backup spreadsheets
22 for this thing that's going on?

23 MR. COOPER: That's a good question.
24 I -- I need to think about that. That's something --
25 I'll try to get back to you by next month about that

1 one.

2 MS. SEGAL: Doug, are there questions
3 that you might want -- that we could ask Alan or do you
4 want to -- how does that work?

5 FACILITATOR KERN: In the past -- I mean,
6 a lot of all of this comes down to legal things, what
7 are people required to do and what are they willing to
8 step forward and do beyond legal requirements and then
9 what are the costs of doing those things, so a lot of it
10 is in the details of what's being done in those cost
11 estimates, and that we just have to pour over it, take
12 the time to analyze it, see what could be changed, just
13 ask questions on it. That's what I would do if I had
14 access to.

15 MR. SUTTER: I guess my question of Craig
16 is: When can we expect to see a project cost report
17 prepared in the format per our letter with all the cost
18 fields, et cetera?

19 I know Alan's been working on
20 collecting --

21 MR. COOPER: Right.

22 MR. SUTTER: -- data and reconciling --

23 MR. COOPER: Because we got all the past
24 costs we need to sort out, project specifically.

25 MR. SUTTER: So when do you think he'll

1 be able to, you know, get on to that phase of -- of the
2 overall task --

3 MR. COOPER: Yeah --

4 MR. SUTTER: -- and produce a sample cost
5 report that we can take a look at?

6 MR. COOPER: Let me ask. I know that he
7 works on -- he works on it and then I distract him on
8 something else and then he goes back to it.

9 Let me ask him how he's doing on his
10 progression on that.

11 So you're not even asking for all the
12 projects, obviously. Just one that we can dry run.

13 MR. SUTTER: Just a sample. Just to see
14 how he can be in following that format --

15 MR. COOPER: Right's owe.

16 MR. SUTTER: -- given the data
17 collection --

18 MR. COOPER: Right.

19 MR. SUTTER: -- and the information that
20 he's gotten from accounting and whether all the data is
21 coming together, you know, so that that kind of report
22 can be formatted in the -- in the way that we had -- we
23 had discussed and agreed to.

24 MR. COOPER: Okay. Let me find out. And
25 maybe we can just do landfill four or something like

1 that, one where there's been a lot of cost incurred and
2 it's well down the pipeline.

3 Okay. So recently released documents.
4 We've sent out the draft fillsite 6 restoration plan
5 that I talked about. We have we're going to make some
6 revisions to that and resubmit it, but for the most part
7 it's done. The petroleum plan, the sampling for
8 pesticides at Mountain Lake.

9 We've got a whole bunch of things in the
10 pipeline that should be putting out very soon.

11 That's it. Thank you.

12 FACILITATOR KERN: Thanks for all that.
13 One question came up near the end, but it's back to
14 Baker Beach disturbed area 3.

15 MR. COOPER: Mm-hmm.

16 FACILITATOR KERN: I was wondering since
17 I recall being in meetings where people were thinking
18 about how to dig it up and there were lots of
19 discussions around digging up that site and then when
20 you brought in the contractor to actually dig it up,
21 they did some of like that, but did some of it their own
22 way? Is that fair?

23 MR. COOPER: As far as what the plans and
24 specs -- the design work plan said on how to do the
25 project versus -- we didn't -- I mean, Brian, correct me

1 if I'm wrong. I don't think we specified the whole
2 material that the contractor had to bring the waste up.
3 We didn't specify that.

4 FACILITATOR KERN: Well, I'm referring to
5 the part where you're going to leave a lot of the lower
6 material in place --

7 MR. COOPER: Mm-hmm.

8 FACILITATOR KERN: -- and dig the higher
9 stuff and dig down to it. There was a whole lot that we
10 did specify, one and Phase II. That was for slope
11 stability reasons.

12 I guess I was wondering, it was just a
13 long period of time, and I would expect funds spent on
14 all that.

15 Would you do anything different for future
16 landfill? I mean, have you discovered any cost saving
17 things that you would either not do in the future or
18 other -- are we going down the learning curve, in other
19 words?

20 MR. COOPER: Mm-hmm.

21 FACILITATOR KERN: Just a general
22 question. We're saving money on digging up.

23 MR. COOPER: Right. I Can talk to
24 Jennifer and George. Nothing has been elevated to me
25 about wow, you know, next time -- a lot of little things

1 have come up, you know, but nothing that would have
2 significant cost savings.

3 If we get the memo that Cal haz, whether
4 it's cost-effective to try to treat that on-site. RCRA
5 has -- could have -- if we had some significant that
6 RCRA has, the treatment, how cost effective that works
7 out, but that's really two cost items. The volume of
8 what you're going to end up digging up and what it goes
9 out as, Cal haz or non-Cal haz.

10 FACILITATOR KERN: Well, I was also
11 thinking we do -- it seems like we spend a lot of money
12 on the pre-construction drawings and design engineering
13 and all that.

14 MR. COOPER: Mm-hmm.

15 FACILITATOR KERN: It just seems to me
16 that we should be able to -- we're digging holes in the
17 ground and we should be able to save somehow some of
18 that engineering when we do other digging up projects.

19 We don't have to spend a lot of time here,
20 but just --

21 MR. BOGGS: On some of the other
22 diggings, it might be so, but I think some of the design
23 went into the slope stability analysis, that kind of
24 stuff to assure public safety, the safety of the
25 workers, et cetera. So some of that kind of stuff, like

1 when we go to Baker Beaches 1 and 2, it's just going to
2 be required.

3 Whereas excavation of 6A, that didn't have
4 to go to Sacramento to get a special engineering review.
5 It's not even going to be a big hole, big enough mound.

6 So I think on some of the simpler sites,
7 you're right, that some of the engineering costs should
8 be considerably less. When putting the specs together,
9 they should be able to save some other stuff, but some
10 of the other ones, you really have to do your homework
11 first.

12 FACILITATOR KERN: Thanks, Craig. That
13 was a long report. Thanks. There's a lot of work in
14 here that you're doing. So appreciate that.

15 On to 6. Bob.

16 MR. BOGGS: Just one quick little thing.
17 My department had received some calls alleging illegal
18 trucking at Baker Beach 3, and so our enforcement
19 department had actually gotten involved and we had a
20 meeting with Craig, got copies of all their manifests,
21 et cetera.

22 I got to talk with them just last week and
23 preliminary findings are in. It's not all final, but
24 apparently what happened is a couple guys got sent out
25 here that didn't have their proper transportation

1 certificates to be a hazardous waste trucker. Because
2 they got sent out here, they actually got -- the
3 contractor for the Presidio actually stopped them
4 because they didn't have correct papers.

5 Well, these individuals that got stopped
6 went back, because they got sent out here, and filed a
7 complaint with our agency. The truckers without proper
8 papers are being sent to the Presidio to handle
9 hazardous waste.

10 Well, it turns out that the only people
11 that were sent here to do that were those two that got
12 caught, so basically some people did try to sneak?
13 Under the radar. The Trust contractor caught them and
14 everything seems to be all in order.

15 That's about it.

16 FACILITATOR KERN: Anything, Jim?

17 MR. PONTON: No.

18 FACILITATOR KERN: Thank you, guys.

19 This may be an old business item, but I
20 thought I would check on the status of maybe some of
21 those previous transcripts from various months that
22 aren't in the library.

23 MR. COOPER: I delegated that to
24 Denise --

25 FACILITATOR KERN: Okay.

1 MR. COOPER: -- and I haven't checked. I
2 haven't been able to --

3 FACILITATOR KERN: Any other new
4 business?

5 So action items. I have created one
6 evidently for myself to -- for the next committee
7 meeting to do some work on 1065 comments and maybe
8 examine the costs of the excavation and re-excavation
9 and come up with some scenarios.

10 MR. COOPER: You mean commissary PX.

11 FACILITATOR KERN: What did I say?

12 MR. COOPER: 1065.

13 FACILITATOR KERN: Yeah. Thank you.
14 Commissary.

15 And so I'm going to do that, and we have
16 archive search report, potential letter on our radar
17 screen.

18 Any other action items? Dave.

19 MR. SUTTER: Yeah. I had asked Craig at
20 the last committee meeting if for the next committee
21 meeting it would be possible for him to do a master
22 program schedule update presentation.

23 Is it possible for the next committee
24 meeting?

25 MR. COOPER: At the -- that would be

1 September 28th?

2 MR. SUTTER: Yeah. I think you mentioned
3 you'll be doing an update, anyway.

4 MR. COOPER: Yeah. I'm doing an update
5 for Bob. It's due October 1st, so hopefully -- it often
6 times comes right down to the wire, but if it's ready by
7 September 28th, I'll try to have it ready by then.

8 MR. SUTTER: Okay.

9 MR. COOPER: But if I can't, it will be,
10 you know October 1 for sure -- yeah.

11 MR. SUTTER: Doug, I should mention
12 something about the insurance. At the last committee
13 meeting, Mark had given me the responses to the foyer
14 request from both the Trust and the Park Service.

15 In those responses, they indicated a time
16 deadline for appeals, if we were to appeal.

17 As it turned out, by the time I got the
18 responses, the appeal period for the Trust had already
19 expired and the one for the Park Service was only two
20 weeks away.

21 However, Mark was going to talk with you
22 because it doesn't seem like it would be worth --
23 worthwhile to appeal the foyer response.

24 They've simply kept redacted all the key
25 information that's been redacted previously, and it's

1 kind of -- doesn't look like there's any indications
2 that that information will be -- will be made available
3 to us through the FOIA process.

4 At any rate, tomorrow is the deadline for
5 filing an appeal to the Park Service. I just wanted to
6 update --

7 FACILITATOR KERN: Yeah, thanks.

8 MR. SUTTER: -- the RAB, and I advised
9 Mark after the last committee meeting the next day about
10 these deadlines and he was going to discuss it with you
11 and see what we would do. I haven't heard anything.

12 FACILITATOR KERN: Yeah. We didn't -- we
13 didn't -- we didn't talk about the appeal process yet,
14 so given that tomorrow's the deadline, let's take a
15 minute and just see what is involved in the appeal and
16 what are the chances that we will be successful.

17 MR. SUTTER: Well, there's two questions.
18 Number one, the appeal periods indicated in the letters
19 from the Park Service and the Trust are those statutory
20 or discretionary. I think that would be one question.

21 Secondly, the FOIA request was rejected on
22 the basis of the exclusion under FOIA that the
23 information is a trade secret in the insurance policy,
24 it's proprietary trade secret.

25 In order to file an appeal, I don't know

1 how one would do that and when one doesn't know what it
2 is that's a trade secret because it's redacted. It's
3 sort of a Catch 22.

4 I don't know how you file an appeal other
5 than to say we don't accept the rejection. We are
6 hereby appealing.

7 There's no information upon which to base
8 an appeal because the information is redacted.

9 FACILITATOR KERN: You know, I appreciate
10 that there's a deadline for an appeal and I appreciate
11 your comments, but it seems like there's a larger issue.
12 I mean, these agencies took their time to respond back
13 to us, so I'm not as concerned about the deadline.

14 They could reject our appeal based on we
15 didn't get it in in time, but the larger issue, I mean,
16 is --

17 MR. SUTTER: As I mentioned, is it
18 mandatory or discretionary?

19 MR. ULLENSVANG: My understanding from
20 the Department of Interior is that the appeal period is
21 respected very much, and so it is a date and time frame
22 that is looked upon in reviewing.

23 If it comes in after the review period,
24 it's not looked upon favorably.

25 FACILITATOR KERN: Well, I mean, we can

1 submit it tomorrow, and the question is is what we base
2 the appeal on. Do we just say we appreciate user your
3 denial of our request. Please give it to us what we
4 want. I mean --

5 MR. SUTTER: But, you know, it's quite
6 clear we've asked for this information informally. It's
7 been rejected. We've asked for a FOIA request. It's
8 been rejected. We could file an appeal and six months
9 from now or a year from now, the appeal will be
10 rejected.

11 It seems to me like we're spinning our
12 wheels to go the FOIA route. That's just a personal
13 opinion, but I think the history -- the history of this
14 issue has indicated that we may just be spinning our
15 wheels by continually going through this hoop,
16 bureaucratic hoop.

17 So that's just my personal response to the
18 situation --

19 FACILITATOR KERN: The --

20 MR. SUTTER: -- as it developed to date.

21 FACILITATOR KERN: Do you know if there's
22 a special form for the appeal?

23 MR. SUTTER: No. Mark had handled the
24 original FOIA request, so -- I was not involved.

25 FACILITATOR KERN: Yes.

1 MS. SEGAL: The letter probably says what
2 you have to do to appeal.

3 MR. ULLENSVANG: I know the Park Service
4 has a special form that would answer any questions for
5 the format that you have to use. So you can call the
6 woman who's referenced in the letter.

7 FACILITATOR KERN: I can talk to Mark and
8 see, you know, what the options are.

9 Is it the consensus here or the sense of
10 the board that you would want to have this done by
11 tomorrow? Do you want to pursue an appeal?

12 I mean, without getting into all the
13 reasons pro or con, it seems like just getting in the
14 app peel at least preserves our options.

15 I mean, that would be my impression is to
16 get in an appeal and preserve the option. Yes.

17 MS. TRIGIANI: And any appeal depending
18 on what the form is and how much time it's required of
19 people that are doing this, and I assume it's you and
20 Mark, maybe, and maybe Dave, maybe to put more questions
21 to them as part of the appeal process.

22 In other words, we're not only appealing
23 this, we want you to define what you mean by a trade
24 secret and why this applies.

25 FACILITATOR KERN: Okay.

1 MS. TRIGIANI: I mean, I think we've
2 all -- since I've been on the board or since we talked
3 about this, we understood we were dealing with the trade
4 secret argument, but as long as we're staying in the
5 game, we might as well make them do a little bit of
6 explaining.

7 Was there anything else in there, Dave,
8 that they cited? That was the only thing they said was
9 that it was a trade secret issue?

10 MR. SUTTER: Yeah. They were nine
11 exemptions and four exclusions that a federal agency
12 can -- can cite to reject a FOIA request, and this is
13 exclusion four, which is the trade secret/proprietary
14 information exclusion. That's all they cited.

15 FACILITATOR KERN: Is there any -- is
16 there any objection to filing an appeal on this?

17 All right. Any -- from you, Dave. I know
18 you said it wasn't necessarily -- but I think we should
19 at least -- we put enough work into in that I would want
20 to get the appeal in and then I think using this process
21 to alert others that this information isn't forthcoming
22 and it shouldn't be a trade secret at this date this
23 many years after the fact. I mean, that's my non-legal
24 opinion, but --

25 MS. TRIGIANI: Yeah, and how long --

1 MR. SUTTER: I don't think the issue is
2 insurance at all. There's something else going on here
3 which is being -- kept confidential.

4 FACILITATOR KERN: Sara and then George.

5 MS. SEGAL: It seems to me Zurich that is
6 claiming a proprietary issue and their lawyers and I
7 think as long as we've gone this far, we -- if we miss
8 the deadline for the appeal, then it's over, so we might
9 as well push it to the end and see what happens.

10 FACILITATOR KERN: George.

11 MR. DIES: I would say they weren't
12 writing policies there aren't that many base closures.
13 Therefore, their argument doesn't hold water.

14 FACILITATOR KERN: All right. Well,
15 we'll get something. Thanks, Dave.

16 So we have for next meeting this
17 commissary issue, scheduled update and we'll report on
18 the appeal that we got in.

19 And anything else, get to us so we can get
20 on the agenda? Any other items before we close?

21 MS. SEGAL: The -- are we -- did we
22 follow-up on this TEA grant meeting?

23 MR. COOPER: By the --

24 MS. SEGAL: If we can, because that's on
25 the 23rd?

1 MR. COOPER: We can talk about it at the
2 committee meeting, or the next October -- or the October
3 RAB meeting, either one.

4 FACILITATOR KERN: Okay.

5 Anything else before we close? Thanks to
6 everyone for coming out tonight.

7 Without objection, meeting adjourned.

8 (The meeting concluded at 9:36 PM).

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1 STATE OF CALIFORNIA)

2 COUNTY OF SAN FRANCISCO)

3
4 I, the undersigned, hereby certify that the
5 discussion in the foregoing hearing was taken at the
6 time and place therein stated; that the foregoing is a
7 full, true and complete record of said matter.

8 I further certify that I am not of counsel or
9 attorney for either or any of the parties in the
10 foregoing hearing and caption named, or in any way
11 interested in the outcome of the cause named in said
12 action.

13
14 IN WITNESS WHEREOF, I have
15 hereunto set my hand this

16 17th day of March,
17 2007.

18 
19 Mark I. Brickman CSR 5527
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21
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23
24
25

A				
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PRESIDIO RESTORATION ADVISORY BOARD MEETING

REPORTER'S TRANSCRIPT OF PROCEEDINGS

TUESDAY, OCTOBER 12, 2004

OFFICER'S CLUB, BUILDING 50

PRESIDIO, SAN FRANCISCO, CALIFORNIA

Reported by: MARK I. BRICKMAN, CSR, RPR

License No. 5527

ATTENDEES

RAB Members:

Doug Kern, Facilitator

Craig Cooper

Brian Ullensvang

Mark Youngkin

Bob Boggs

Jim Ponton

Sara Segal

Sam Berman

Michelle Passero

Jan Blum

Mary trigiani

Jerry Anderson

George Dies

Jack Luikart

Karen Cleek

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BE IT REMEMBERED that, pursuant to Notice of the Meeting, and on October 12, 2004, at the Officer's Club, Building 50, Presidio of San Francisco, California, before me, MARK I. BRICKMAN, CSR No. 5527, State of California, there commenced a RAB meeting under the provisions of the Presidio Trust.

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AGENDA

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1 FACILITATOR KERN: Welcome, everyone, to
2 tonight's regularly scheduled RAB meeting at the
3 Presidio of San Francisco, welcome is to National Trust,
4 the National Park Service, our regulatory community
5 members and our community RAB members and members of the
6 public.

7 Does everyone have an agenda? Are there
8 any changes or additions?

9 Any announcements, new business?

10 MS. TRIGIANI: How do I do this? I have
11 a book that just came out last week, and this Saturday,
12 we're going to be on national television. It's called
13 "Cooking With My Sisters," one hundred years of family
14 recipes from Barry to Big Stone Gap, and yes, we will
15 sort of be cooking.

16 I'll be garnishing, but we're very excited
17 about it, and I can't believe you made me talk about it.

18 MS. CLEEK: Well, what channel are you
19 talking about?

20 MS. TRIGIANI: Thank you so much. NBC.
21 You might want to tape it, because they run it in
22 realtime instead of tape delaying it, because it starts
23 at 5:00 AM. We'll probably be on closer to 7:00, and it
24 will be two sisters.

25 I co-authored it with Adrianna, who is a

1 published novelist at Random House for five years now.
2 It's the two of us, and our three other sisters
3 contributed and our mother, and so they invited three of
4 us to join them, and then we'll be doing some book
5 signings next week on the East Coast.

6 We did Capitola. It was really, really
7 fun, and I'm sure I'll announce it at the next meeting.

8 MR. ANDERSON: How are the sales?

9 MS. TRIGIANI: Sales are pretty good
10 right now. If the Today Show goes through, that
11 typically adds a large spike to it.

12 My sister has been interviewed on the show
13 before, and typically things spike up the weekend right
14 after that. We're very lucky. Random House is doing a
15 nice job.

16 FACILITATOR KERN: Perhaps we should
17 really just convert the whole meeting to discuss this
18 topic.

19 MS. TRIGIANI: Yes.

20 FACILITATOR KERN: Congratulations and
21 good luck on the book.

22 MS. TRIGIANI: Thanks.

23 FACILITATOR KERN: Are there any other
24 announcements?

25 MS. BLUM: I'm just hoping that the

1 sisters can do a demo our community meeting.

2 MS. TRIGIANI: I'll do a demo.

3 FACILITATOR KERN: Any other
4 announcements?

5 We have our committee meeting notes.

6 Mark.

7 MR. YOUNGKIN: Our regularly scheduled
8 planning committee meeting was on September 28th, fourth
9 Tuesday of the month as always, and we started off the
10 meeting this time by discussing the recently released
11 document called emergent chemicals investigation,
12 something like that, and Craig Cooper went through the
13 five new chemicals that are being investigated for the
14 Presidio, and the report's out now if you want to read
15 about the new chemicals and the research that was done
16 at the pest pest to look to see if these might be on the
17 Presidio press and some of the sampling they're going to
18 do to identify whether these are on the Presidio.

19 Then we talked about project specific cost
20 tracking.

21 MR. COOPER: Mark. That particular
22 document is on the Web library if people want to see it.

23 MR. YOUNGKIN: Good.

24 MR. COOPER: It's actually being
25 implemented, most of our sampling already. Ninety

1 percent of the testing has been done. In that
2 particular document we present the data from that
3 testing event.

4 MR. YOUNGKIN: Good.

5 MR. BERMAN: That's where they also got
6 one hit.

7 MR. COOPER: Correct.

8 MR. BERMAN: One hit of rocket fuel, and
9 presumably it's been sent back to be verified.

10 MR. COOPER: Correct. We're testing
11 again at those same locations to see if it shows up
12 again, to see if it's real.

13 MR. YOUNGKIN: And that was the Nike
14 facility.

15 MR. COOPER: Nike facility, yeah.

16 MR. YOUNGKIN: Sam, you can take a look
17 at it on Web.

18 MR. BERMAN: I did.

19 MR. YOUNGKIN: Great.

20 MR. BERMAN: That's why I noticed that it
21 had been found, a sample and a hit.

22 MR. YOUNGKIN: Great. Then we discussed
23 the project specific cost, and Craig Cooper and Alan,
24 and I forgot Alan's last name.

25 MR. COOPER: Anchetta.

1 MR. YOUNGKIN: Anchetta. They handed out
2 some new versions of the cost tracking spreadsheets this
3 they're developed r developing, and we went quite a bit
4 of time going through the different columns and entries
5 on those Sprint outs, and in general, I think everyone
6 was fairly pleased with the progress being made, telling
7 everybody about it, and we are they're going to continue
8 to work on it.

9 Quarterly report is coming out in October;
10 right?

11 MR. COOPER: The quarterly report
12 actually went out today, and I think at the October
13 committee meeting, what we'd like to do is present a
14 detailed breakdown of maybe two or three projects. You
15 know how we're auditing each of the projects and we've
16 made it through some, and so we're clustering, you
17 know -- grouping the costs into phases of each project,
18 you know, pre mediation, post mediation, revegetation,
19 admin, et cetera and we were going to present a
20 prototype of two or three of those projects in detail,
21 the cost in detail, landfill 4, fillsite 5, projects
22 that have made it well down the pipeline.

23 MR. YOUNGKIN: Great. Then we discussed
24 the commissary cap and we went over a letter that Doug
25 presented, a draft letter and some comments that the

1 group has been working on for several months, I believe,
2 right?

3 FACILITATOR KERN: Well, actually, just
4 about a month, yeah.

5 MR. YOUNGKIN: Just about a month.

6 FACILITATOR KERN: During the comment
7 period.

8 MR. YOUNGKIN: So they went through that
9 letter and had some edits on it, and then Doug finalized
10 that and they sent it out a week or so ago by e-mail.

11 Then we had a Mountain Lake update, and
12 that was basically Michelle Passero said she was
13 contacting the NRTC staff to get some information on the
14 Caltrans set up in Los Angeles on road runoff.

15 She didn't really have any information
16 yet, but she's continuing to pursue that, find out how
17 that sediment might apply to us.

18 And then there's going to be a kickoff
19 meeting with Caltrans on October 15th.

20 MR. COOPER: October 7th it. It already
21 happened.

22 MR. YOUNGKIN: Oh, it already happened?

23 MR. COOPER: 7h, yeah.

24 MR. YOUNGKIN: And then maybe we'll hear
25 more about that later on.

1 MR. COOPER: Yeah. There's a slide in
2 the presentation.

3 MR. YOUNGKIN: And then the last thing we
4 talked about at the meeting meeting was the freedom of
5 information request for the environmental insurance
6 policies, and Doug Kern went ahead and sent in the
7 appeal for that, so that's making its way through the
8 National Park Service office in Washington, D.C., I
9 believe.

10 MR. LUIKART: What subject?

11 MR. YOUNGKIN: For the environmental
12 insurance policy.

13 MR. ULLENSVANG: I believe that went to
14 the Department of Interior.

15 MR. YOUNGKIN: I haven't heard anything
16 either on that, so we'll wait for that.

17 And then our next planning committee
18 meeting is the fourth actuals of this month, whatever
19 that date is.

20 Thank you.

21 FACILITATOR KERN: I was wondering if we
22 had sent around that final letter.

23 MR. YOUNGKIN; probably not. I can do
24 that.

25 FACILITATOR KERN: There were comments at

1 our committee meeting about a tone in a certain
2 paragraph, and I changed the tone and content and
3 hopefully it will be to everyone's satisfaction. Mark
4 will send it out.

5 Very good. Thanks.

6 Any other questions for Mark?

7 All right.

8 MR. BERMAN: Do you think it's
9 appropriate to reveal the concerns that we had on the
10 commissary with Jim here tonight?

11 FACILITATOR KERN: I'll review it. I
12 guess there were three major items. Let's see if I can
13 do this properly. The first -- the first comment was
14 looking at coordinating the -- the cleanup potentially
15 with the marsh expansion. The commissary parking lot
16 where much of this work is scheduled to be done next
17 summer is in the same location that the trust is
18 considering doing a marsh expansion for the Crissy
19 marsh, and there's no little known date about that, when
20 that marsh expansion would happen, but we asked that
21 that be considered.

22 A second comment was the cost of
23 excavating material and then backfilling it and then re-
24 excavating it if it were going to be a marsh.

25 So excavate it next summer, backfill it

1 with clean material and then excavate it again at some
2 future date if it were going to be a marsh, and we've
3 calculated that, estimated approximately \$750,000.

4 Now the full excavation cost of the
5 remedial alternative that's the preferred one, which is
6 clean closure, is about 2.4 million, and clean closure
7 is something we've really supported everywhere and we
8 remain supportive of that remedy, but we wanted to at
9 least consider -- if the area was going to remain a
10 parking lot, we want to discuss what was the threats to
11 the marsh, and in our discussion two weeks ago, there
12 seemed to be some possible threats to the marsh that are
13 immediately adjacent, so we suggested a possibility of
14 some sort of phase cleanup with initial cleanup that
15 could threaten the marsh to proceed immediately and then
16 future cleanups to be done coordinated with marsh
17 expansion for -- if it's going to be a parking lot, what
18 money could be saved.

19 So mostly we raised those issues for
20 consideration at our comments.

21 And I've gotten an additional letter from
22 Jim, an additional comment letter to the trust. I
23 received a copy, and one of his comments was to ask the
24 trust to look at the financial impacts of that.

25 Is that --

1 MR. PONTON: No.

2 FACILITATOR KERN: -- paraphrasing that
3 right?

4 MR. PONTON: I had three comments or four
5 comments. One comment that I was happy to see how well
6 characterized that was. I believe I made that comment
7 during the course of the time, because I know that we've
8 done removal action at the site, because we haven't had
9 much data there. I see that it's well constrained in
10 terms of what's going to happen.

11 I said that I'm in favor of the
12 recommended alternative. I said that I -- excavation
13 and disposal for accessible areas, and I said that I'm
14 in favor of the exceedment treatment for inaccessible
15 areas based on the schedule proposed by the trust.

16 I said please review the cost estimate
17 data because it seems not to include the costs since
18 we're back filling and restoration of the site. That
19 was left out. That was \$313,000.

20 FACILITATOR KERN: Okay.

21 MR. PONTON: And lastly, I said thank you
22 for submitting the plan, and those are about the gist of
23 my comments.

24 MR. COOPER: Right.

25 MR. PONTON: Also, I had the arsenic

1 hits, I'm concerned about the arsenic hits in
2 groundwater. Brian raised those in the letter. I guess
3 the maximum hit was like 23 ppb. The trigger level's 33
4 ppb. It gets higher as we get to the bay concentration,
5 and I did some research on that, and the analytic method
6 that's employed, and I think in evaluating that level in
7 groundwater samples, when I get high chloride levels,
8 you can get interference.

9 So I asked for the Trust -- and you get
10 interference with the chloride and you get artificially
11 high arsenic levels that are recorded. It's an
12 artifact.

13 So I said please look into that. It's in
14 the general cleanup recommends and it kind of eliminates
15 background interference so you look at what the problem
16 is. There might be a simple clean for that when you
17 look at chloride levels, and that was about it.

18 FACILITATOR KERN: Very good. Thanks.
19 Anything, Brian, at all, other comments?

20 MR. ULLENSVANG: No. I commented on it
21 sometime ago.

22 MR. PONTON: Yeah.

23 FACILITATOR KERN: Well, I think that
24 summarizes well, and our letter also said that there was
25 a lot of sampling, that the area was well characterized.

1 That pretty much sums it up, so we'll see
2 how our comments were received.

3 Let's move on, then, to item 5 and the
4 Draft Remedial Action Plan for RAP 3.

5 MR. COOPER: Right. Hello, everybody.
6 So my presentation I think according to the agenda, I
7 haven't looked at it, I'm going to talk about the -- our
8 next Remedial Action Plan, which is our third one, so
9 we're calling it RAP 3, and the opportunity behind this
10 presentation that I'm going to do tonight is to give you
11 all a chance to learn more about what's in RAP 3 and to
12 start, you know, basically kind of the informal comment
13 process on this document.

14 It's a public document now, and so --
15 well, yeah. So it's just an opportunity for early
16 comment tonight and over the next several months.

17 A bit of background slides first so we all
18 know what document we're talking about.

19 RAP number 3 is the -- you know, it's a
20 regulatory decision document that's eventually going to
21 be signed by the Presidio Trust, DTSC and the Regional
22 Board, and it's going to address 31 CERCLA sites, and so
23 it's a big chunk of those sites that were in the main
24 installation feasibility study, and so that's what the
25 second bullet's about.

1 Most of the remedies are based on that
2 main installation feasibility study that was dated in
3 March 2003.

4 So the RAB just to remind anyone, the RAB
5 did comment on the -- that March 2003 feasibility study
6 and the trust wrote a letter back.

7 So this RAP was sent to DTSC and the
8 Regional Board and Mark and Doug as a preliminary draft,
9 and I'll explain what that means in a second here, and
10 it was sent out on September 30th, which was the due
11 date to DTSC, and you, you know, DTSC's like the lead
12 regulatory agency and Regional Board's the support
13 regulatory agency, but both are planning to sign this
14 one, yeah, and I'm calling it a preliminary draft, and
15 this is -- because this is a version that we can all
16 take a look at before it goes to official public
17 comment, and we did this with RAP 1 and with RAP 2, so
18 we're -- and I think this was a good way for all of us
19 to get familiar with a RAP before it -- it enters the
20 official public comment period.

21 So one thing that I did -- everything with
22 DTSC is complete with respect to this preliminary draft,
23 except for the CEQA documentation, which is going to be
24 put in volume 2 of the RAP.

25 That's not quite done yet, and one chapter

1 is missing from the RAP, and that's the chapter
2 regarding coal storage site and the railroad track site.
3 That chapter will be sent to DTSC and the Regional Board
4 and the RAB and the public very soon.

5 Those two sites, as you know, are two
6 sites inside the commissary PX, so they're -- study
7 area, so we -- as we're finalizing the commissary PX
8 cap, we want to make sure that the remedies at these two
9 sites kind of make sense, that are consistent with the
10 cap as it becomes final.

11 So we held that chapter back just to make
12 sure everything was kind of consistent and there was
13 cross-referencing that's going on and stuff like that,
14 and so it was getting a little tricky.

15 So we decided to hold that chapter back so
16 we could work on it a little bit more and make sure it
17 read right with the cap.

18 We have a lot of time to look at this
19 preliminary draft document because I don't plan on it
20 going out for official formal public comment period
21 until March 2005.

22 If we get, you know, our act together and
23 I get the CEQA out and this chapter out and DTSC is
24 comfortable with the -- DTSC kind of takes the CEQA
25 through a preliminary review, their own and pretty

1 formal, but that generally takes a long -- quite a bit
2 of time, and with this RAP, with 31 sites, I'm expecting
3 a lot of review of this preliminary draft of both the
4 RAP and the preliminary draft of the CEQA documents, so
5 that's why I'm not saying probably not until March 2005
6 before we actually start -- issue the proposed plan and
7 put notices in the newspaper and have a special public
8 meeting on this document.

9 So we've got several months to take a look
10 at this particular draft.

11 Any comments?

12 FACILITATOR KERN: I received volume 1,
13 and you mentioned there were two.

14 Was I supposed to receive just one or two
15 volumes?

16 MR. COOPER: You got the right thing.
17 Volume 2 is just the sequel.

18 FACILITATOR KERN: Okay.

19 MR. COOPER: So you have everything that
20 everybody has at this point.

21 Okay. Any questions so far? We know what
22 we're --

23 FACILITATOR KERN: And Mark, did you
24 bring your copy? Mark brought his copy?

25 MR. COOPER: Could you hold it up --

1 that's just volume 1, so remember the RAP 1 and RAP 2
2 were about that thick, but they only covered, you know,
3 two or three sites each. This one is this thick
4 (Indicating), so -- and that's just one volume. The
5 CEQA's probably going to be just as thick.

6 Okay. So of these 31 CERCLA sites that
7 are being addressed in RAP number 3, this Draft RAP --
8 and this point on, I'm calling it just the Draft RAP,
9 even though it's the preliminary Draft RAP.

10 This Draft RAP is recommending that
11 eighteen of those sites, they have sufficient risk to
12 require a remedial action, and 13 of those sites do not
13 constitute sufficient risk and therefore no remedy's
14 necessary. We call those no further action sites.

15 All 31 sites have to be officially
16 documented in the RAP and signed off by the regulatory
17 agency.

18 So I'm going to talk about the eighteen
19 sites that require a remedy first. And this is our big
20 map, and I've got the poster board here. I've got some
21 slides in the future that talk about each of those
22 sites.

23 So if there's any site that comes up that
24 you're not familiar with its location, we can flip back
25 to this Power Point slide or this poster board and we

1 can talk about where a particular site is located.

2 MR. BERMAN: Craig, just a sort of really
3 trivial point. In my notes back from June, and when you
4 originally talked about RAP 3, there was -- my notes say
5 there were 29 sites.

6 MR. COOPER: Correct. You're absolutely
7 right. We added two when we bumped two sites out of the
8 commissary PX site and we bumped them into RAP 3.

9 MR. BERMAN: And those are the two sites.

10 MR. COOPER: The coal storage and the
11 railroad track site. That took us from 29 to 31.

12 The name of the RAP, by the way, is called
13 Remedial Action Plan for Baker Beach Disturbed Area 1,
14 one A, two, 2-A, which makes four sites and 27 other
15 sites, so that is the name that we gave this RAP, but
16 we're just going to call it RAP 3 because that's way too
17 long of a title.

18 All right. So let's talk about the
19 eighteen sites. Eighteen out of 31 require a remedy,
20 and almost all of them I'm recommending clean closure
21 for them. That's the excavation. That's the remedy
22 that we're all familiar with. Dig it up, haul it away,
23 test the underlying soils, make sure that our cleanup
24 levels are met and then reuse the site as appropriate.
25 Revegetate or whatever.

1 So I am going to start listing all the
2 sites that this particular RAP is recommending for clean
3 closure, and if you have any questions about these sites
4 or about where they're located, we can go over that.

5 Is first four is the one I just named.
6 They're all in area A, and they're located on the bluff
7 here where the Baker Beach bluff gets extremely steep.
8 Here's Baker beach 3 and here's 1 and 2 and 1A and 2A.

9 Mm-hmm.

10 FACILITATOR KERN: When you're ready, I
11 want to ask a question about 2A. There's a difference
12 in the write-up of the RAP that I think the RAB members
13 might want to know about.

14 MR. COOPER: Okay. No. Let's talk about
15 it now.

16 FACILITATOR KERN: Well, 2A was the site
17 that was discovered, I guess, after the Army identified
18 all of their sites in that memorandum of understanding.

19 MR. COOPER: Right.

20 FACILITATOR KERN: So I think the RAP
21 points that out. I guess with the intent of -- is that
22 going to be a site to get extra funding for? That's the
23 point?

24 MR. COOPER: Yes. We have a notice in
25 with the Army and with Zurich that this is a -- that

1 Baker Beach disturbed area 2A and only 2A is unknown
2 contamination, which means contamination that was
3 discovered after the agreement, the hundred million
4 dollars agreement was signed, and so we're in the claims
5 process with both the Army and Zurich and we expect to
6 get reimbursed, you know, for these.

7 As you know, we don't generally get money
8 in advance, but the way the process works, if our claim
9 is eventually success fell, we get paid back.

10 We first -- if it qualifies under the Army
11 MO -- memorandum of understanding, the Army pays us
12 back.

13 It then -- if that doesn't qualify for
14 that agreement, then we go to Zurich, but to be on the
15 safe side, I've notified both parties up-front.

16 That's kind of the practice that Zurich
17 knows. They know that we're going to go to the Army
18 first. We have to exhaust our -- our recourse I guess
19 is the proper terminology, right, with the Army, and
20 then we go to Zurich, but I think that they -- this
21 particular site, you know, qualifies under both and
22 we'll see how the Army comes back and -- to us.

23 This is going to be our -- this is our --
24 well, Mountain Lake and Baker Beach Disturbed Area 2A
25 are two of our significant claim sites. We have a whole

1 bunch of others, tanks and little spills and stuff like
2 that, but they are, you know, in the 20 to \$50,000
3 range, whereas, you know, Mountain Lake, as you know, is
4 the three to four million dollar range, and Baker Beach
5 Disturbed Area 2A is at least a million bucks, I would
6 say.

7 So it's not an insignificant claim, and
8 it's one that, you know, we at the trust want to make
9 sure that we do right.

10 MS. SEGAL: Craig, can I ask a question?
11 I probably just missed something here, but just the
12 language of the -- when you say making the claim back to
13 the Army and Zurich for unknown contamination --

14 MR. COOPER: Yes.

15 MS. SEGAL: -- obviously we know what the
16 contamination is.

17 MR. COOPER: It's just a state of the art
18 term. Unknown contamination means it was unknown at the
19 time in 1998.

20 MS. SEGAL: I just want to make sure that
21 that --

22 MR. COOPER: Right. In fact, you know,
23 it's not even a problem until, you know, it's tested and
24 found to be contaminated, so -- and Baker Beach 2A was
25 tested, was found to be contaminated and then only after

1 we found the contamination in two A, that's when we
2 found out the notices to the Army and Zurich. The Army
3 has not responded.

4 MS. SEGAL: But all of the sites have
5 been fully characterized; right?

6 MR. COOPER: Yes. All of the sites have
7 now been fully characterized, yes.

8 MS. SEGAL: I mean --

9 MR. COOPER: Including 2A.

10 MS. SEGAL: Because how can you make a
11 clean closure recommendation if we didn't know what was
12 there?

13 MR. COOPER: Correct.

14 MS. SEGAL: Thank you.

15 MR. COOPER: Okay. Good. All right.
16 Those are the four Baker Beach area sites and we'll
17 talk -- I've got a slide about the design and all that
18 down the road.

19 Building 1244 is the Presidio Nursery and
20 there's very small little area that we're recommending
21 for cleanup and there's a little smaller area we're
22 going to recheck to see if it needs a cleanup, but very
23 small at 1244.

24 1351 is a -- is an in area B, also. There
25 is moderately, you know, zone of contamination there, in

1 my opinion. It's, I think, about a half a million,
2 \$400,000 cleanup, and it's around an old, you know,
3 maintenance building where there was various spills and
4 things like that.

5 The Nike facility, I think you all know
6 about that one. There is contamination there that needs
7 to be cleaned up. Nike swale, same story. Clean
8 Closure for that site. Transfer station, clean closure,
9 and then a whole variety of -- of buildings where
10 miscellaneous spills and releases occurred.

11 So that is all the clean closure at the
12 sites, and at these clean closure -- oh, yeah. Jan.

13 MS. BLUM: A question about the nursery.
14 The nursery is not occupied anymore because of the
15 tenuous nature of the building. It's a risk to the
16 people that used to work there.

17 So is the --

18 MR. COOPER: The structure of the
19 building.

20 MS. BLUM: They moved out because it's
21 faulty.

22 MR. COOPER: Correct.

23 MS. BLUM: My question is: Where is
24 this -- is the problem with the nursery inside or
25 outside the building?

1 MR. COOPER: We have a little hit of -- I
2 think it's nickel outside the building, and inside the
3 building, we have -- we want to retest a spot. The Army
4 used a device called XRF, which is -- their XRF machine
5 said there was some lead there, which is x-ray
6 fluorescent. It's like a field level. It's not very
7 precise. It's a good good way to get a general idea of
8 contamination, but it's not a real precise method.

9 We're going to look again and get a better
10 sample of where the Army used their XRF machine, and so
11 that's -- those are the two spots, but I think the total
12 volume -- even if the one inside the building ends up
13 being contaminated, total volume would be like fifty
14 cubic yards. Not too much at all at this point.

15 MS. BLUM: Okay. Thank you.

16 MR. COOPER: Uh-huh. so any questions
17 about our clean closure sites? Oh, one last thing about
18 clean closure.

19 We are recommending that except for Baker
20 Beach 1, where we have a surface water and at Nike
21 facility, we are recommending no further action with
22 respect to ground water and surface water at those clean
23 closure sites.

24 MR. PONTON: Who was that done by?

25 MR. ULLENSVANG: It was done by the Army

1 about ten years ago. My recollection was the water was
2 fine, but the sediments were contaminated.

3 FACILITATOR KERN: Lead in the sediments.

4 MR. COOPER: It hasn't been tested
5 because?

6 MR. ULLENSVANG: Not to my knowledge.

7 MR. COOPER: Has it been flowing?

8 MR. ULLENSVANG: I assume so.

9 FACILITATOR KERN: It definitely has over
10 the years. If you like down the casual trail that goes
11 down by it, there's always a seep at the bottom.

12 MR. ULLENSVANG: There's a second seep
13 partway up the hill.

14 MR. COOPER: One interesting thing -- we
15 won't get too much into the seep, but after the
16 excavation of Baker Beach 1, the location of the seep
17 will have to be re discovered because the way the
18 water's flowing, it could be altered due to the waste
19 being -- but we expect it to re-emerge.

20 Okay. Mm-hmm.

21 MS. BLUM: Another question. I'm sorry.
22 With respect to the Nike facility, that's also covered
23 in the latest document, the trust released for the
24 public health service hospital remediations covered.

25 Are you the author of those sections or

1 who authors the proposed remediation in the public
2 health service hospital documentation?

3 MR. COOPER: In the EIS that they did?

4 MS. BLUM: The draft EIS or whatever it
5 was, the current document.

6 MR. COOPER: Right. There was a
7 consultant that the trust hired to write -- oh, no. I
8 think it was mostly written in-house, the EIS. I think
9 they had some consultant help for it, and so for the
10 chapters or the sections regarding remediation sites,
11 those sections sent to Chris Nelson because he's project
12 manager on -- on on those sites, and so he looked them
13 over and typed in edits and things like that.

14 MS. BLUM: Okay --

15 MR. COOPER: And e-mailed it back to the
16 authors. It was authored by somebody else, but edited
17 by remediation.

18 MS. BLUM: Okay.

19 MR. COOPER: Okay. There's one site
20 called building eleven 51/53 that the RAP is
21 recommending a land use control for, and -- simply
22 because we feel that the contamination is inaccessible
23 or not readily accessible.

24 It's mostly covered by a paved area,
25 concrete area, and that the risk posed at this

1 particular site was relatively low and we feel that we
2 can handle those risks by just using the land use
3 control and maintaining the paved and landscaped areas
4 at those buildings.

5 Any question about that particular site,
6 if you want to know where it is or --

7 FACILITATOR KERN: How much area is --
8 are we talking about? I mean, is it -- is there a
9 building that's in the way or is it pavement or --

10 MR. COOPER: Most of the contamination is
11 in -- in between 1151 and 53, there's like a closet
12 area. It's where the YMCA pool is. That closet area is
13 paved and then there's a landscaped area right up
14 against the fence. Behind the fence is Richardson near
15 Doyle Drive. If we want to know where we're talking,
16 it's right here.

17 This is Lombard, and so we call this area
18 Richardson just before it goes up on Doyle Drive, so --
19 excuse me. Right here is 1151 and the pool the NMCA
20 swimming pool, I guess is 1151.

21 So right in between those two buildings,
22 between 1152 and 1151, there is some -- I think a PCB
23 transformer; is that right?

24 MR. ULLENSVANG: Yeah. It would probably
25 be helpful -- some of the RAB members might remember

1 that the Army did do a cleanup there.

2 MR. COOPER: Correct.

3 MR. ULLENSVANG: They called it an EKA at
4 the time, and they picked interim cleanup levels which
5 are not as stringent as the cleanup levels that the Army
6 is using now, and the Army met their goals, but
7 unfortunately the residual contamination doesn't meet
8 the current trust goals --

9 MR. COOPER: Correct.

10 MR. ULLENSVANG: -- for unrestricted use.
11 It does meet recreational levels.

12 MR. COOPER: Correct. Very good point,
13 too, yeah.

14 MR. ULLENSVANG: So it's a small -- it's
15 a fringe of the former contamination, which was an area
16 of a transformer, an electrical substation there.

17 MR. COOPER: Yeah. The goal that the
18 Army cleaned up to was one part per million, which is a
19 very traditional cleanup goal for PCB contamination.

20 That's what the contaminant concern is for
21 PCBs, and -- and here at the Presidio, we've actually
22 lowered our residential cleanup level to less than one
23 part per million, but it still met the recreational at
24 cleanup level, and that that isn't a recreational zone,
25 so we just felt generally all of our clean closure

1 remedies, all the other ones, we're going to try to
2 clean those up to residential cleanup levels, even in
3 sites that are in recreational cleanup zones, and we do
4 that where if the -- that additional incremental cost of
5 trying to meet the residential cleanup level did not
6 appear to be significant because the advantage of that,
7 even if -- you know, the site -- not that we're going to
8 be putting in residences in a residential land use zone.

9 It allows us to say that that particular
10 site has no environmental land use, you know,
11 restrictions whatsoever, whereas if we just cleanup to
12 recreational cleanup, basically as we're doing at 1151/
13 53, the cleanup was cleaned up to a remembering
14 recreation at cleanup level, we have to apply this land
15 use control to make sure that certain activities do not
16 occur there in the future.

17 Okay.

18 FACILITATOR KERN: Do you happen to have
19 a ballpark -- I mean, savings -- by not going back in
20 and getting this extra residual contamination, what are
21 we saving dollar-wise.

22 MR. COOPER: It would be in the RAP, and
23 I don't remember off the top of my head, but we could
24 look it up real fast. I'll keep talking and Mark or
25 whoever's -- if you can find the top tables, George.

1 MR. DIES: Got it.

2 MR. COOPER: The other area of the site
3 has not been submitted yet, the railroad tracks and the
4 former coal storage area, and contamination at those
5 sites, just for a heads up, some of it's underneath
6 building foundations and some of it's not underneath
7 building foundations, so -- anyway.

8 MR. BERMAN: Craig, just a question to be
9 educated. What are the main factors of consideration in
10 going from recreational to residential cleanup levels?
11 Does it have affects on children?

12 MR. COOPER: No. I think that the
13 exposure duration is different when it's a residential
14 land use. Is it presumed to be eight hours or 24 hours,
15 you know. Bob probably knows more.

16 MR. BOGGS: Yeah. It has to do with the
17 producer. You could live there and spend eight hours a
18 day in the same spot, versus recreational area, is it
19 three to five days a week?

20 MR. ULLENSVANG: Three days, yeah.

21 MR. BOGGS: Three days a week for a year.

22 MR. BERMAN: I thought that, but I was
23 always puzzled by that, because what about a person
24 who's a full-time employee working in a recreational
25 area.

1 MR. ULLENSVANG: Those are accommodated,
2 too, and if you wanted to go into the detail in the
3 trust cleanup level document, there is a table that goes
4 through the assumptions that were made for each exposure
5 scenario.

6 MR. BERMAN: Mm-hmm.

7 MR. ULLENSVANG: This is based on the
8 work that the Army started in their work, and it goes
9 into the amount of skin that someone would have exposed
10 such as a recreational person might have short sleeves
11 and long pants.

12 It goes through what that assumption is.
13 It goes through the frequency of exposure, how many days
14 a week the person would be there, how long they might be
15 there acknowledge and all those types of factors which
16 would influence how much of the material you might
17 ingest or breathe or become exposed to.

18 MR. BERMAN: Right. So it ends up just
19 being sorts of a dose response relationship and there's
20 a sufficient difference between residential --

21 MR. ULLENSVANG: Yes.

22 MR. BERMAN: -- and a full-time employee
23 working in a recreational area.

24 MR. ULLENSVANG: Because it goes into
25 some of the assumptions of full-time employee, the

1 duration of exposure for a number of years a person
2 might be there, the types of activities that they may do
3 while they're there, and so it -- when we talk about the
4 recreational exposure, it typically includes -- and I
5 believe it was at that point a model for what a park
6 ranger or maintenance worker might have in their job
7 duties.

8 MR. BERMAN: Okay. Thank you.

9 MR. COOPER: Yeah, and we also do a side
10 by side comparison when we make this decision to go
11 ahead and go for residential, we look at cleanup levels
12 if the sites are are at recreational zones, we come up
13 with the cleanup levels for each recreational taking the
14 most strain gentleman eco and the remembering clean up
15 level and we come up with effective cleanup levels for
16 that, and then we do, with stringent eco and come up
17 with the residential for that and then do a one by side
18 side by side comparison and see how much work we're
19 getting ourselves into, being in lower cleanup levels,
20 and generally it's not a big deal, so that's the
21 rationale behind that.

22 MR. BERMAN: Right, but in this case, it
23 would be because you'd have to destroy or, you know --
24 the buildings are in the way in a sense.

25 MR. COOPER: Correct. Correct. Yeah.

1 That's more of a -- yeah. Not a big deal assumes that
2 soils --

3 MR. BERMAN: Yeah.

4 MR. COOPER: -- are both accessible,
5 yeah.

6 MR. BERMAN: Right.

7 Okay.

8 MR. COOPER: Okay. No further action
9 sites. There's 13 of them, and there's a list of them
10 and we can talk about any -- any site on is this list If
11 you wish.

12 FACILITATOR KERN: I guess I have to
13 bring up Lobos Creek since that was actually in our
14 previous subcomments.

15 There have been hits of lead and arsenic
16 is my recollection, and they're sort of at around the
17 cleanup level, and some of it in the document that I
18 read, it kind of explained -- it goes through the
19 process of explaining it a way that well -- my
20 recollection of the language is that it suggests that
21 these contaminants are not believed to be associated
22 with landfill 10 or other contamination sites.

23 They're for other sources, which still
24 causes me to wonder what are the other sources and is
25 there really an issue since it is a drinking water

1 source, and some of the explanation seems to suggest
2 well, part of the problem for the water samples is
3 because sediment has been stirred up, and so we're
4 really looking at lead or arsenic that's sediment
5 samples in the water.

6 It seems like those problems could be
7 actually determined through sampling. You know, they
8 could be filtered out or whatever.

9 So I'm -- I still personally remain not
10 thrilled with the explanation and the justification
11 about Lobos Creek. I also understand that -- I mean,
12 Lobos Creek is a -- would really be a potentially
13 horrendous site to clean up, obviously.

14 There's a huge amount of habitat value,
15 but I -- I think it's important just to keep that in
16 mind as we proceed through this process to just kind
17 of -- I mean, Lobos Creek is just an area where not a
18 lot of people kind of really want it inspected too
19 closely, I think, because we might have to do --
20 actually do something.

21 That's just the sense I have, but I don't
22 have a lot of -- a lot more than that. I'm just sort of
23 reflecting on the explanation.

24 MR. COOPER: Mm-hmm.

25 FACILITATOR KERN: So I think that's an

1 area that I'm going to -- maybe at our committee
2 meetings or whatever, we might review with you a little
3 bit more, get the data out one more time. We've done it
4 periodically.

5 MR. COOPER: Right.

6 FACILITATOR KERN: I know we've done it
7 before. It just kind of remains a sore spot for me,
8 anyway.

9 MR. BERMAN: As long as you're bringing
10 up sore spots, there's five or six buildings in the no
11 further action, and I just wanted to make sure there's
12 no lead based paints in those areas.

13 MR. COOPER: They may be, and that I
14 would -- there are, and in fact just as a general theme,
15 not only for the no further action sites, but also for
16 the action sites.

17 We want to make sure -- action sites that
18 are buildings, we want to make sure that we coordinate
19 our lead based paint cleanup with the CERCLA cleanup at
20 those action sites and for the no further action sites,
21 I don't know off the top of my head, but there might be
22 some lead based paint contamination at -- at these
23 sites, too, and I've asked Nina Larson, who is on my
24 staff who runs our lead based paint program, to take
25 care of all the RAP 3 sites as soon as possible, and

1 again, the action sites would probably be coordinated
2 with -- when the CERCLA program rolls around, hopefully
3 next summer, and for the no further action sites. We
4 can do the lead based paint cleanup for those at any
5 time.

6 Is that right, Bob?

7 MR. BOGGS: Yeah.

8 MR. COOPER: You're okay with us -- do
9 you want me to get back to you with respect to the
10 number of the -- the CERCLA no further action sites that
11 may have lead based paint contamination?

12 MR. BERMAN: Well, it's just that the no
13 further action has a little asterisk --

14 MR. COOPER: Right.

15 MR. BERMAN: -- and as long as you will
16 include that in your -- in your work. I just wanted to
17 make sure that that no further action did have this
18 footnote.

19 MR. COOPER: It's a good comment. In
20 fact, if I had my way, we'll do all these -- all the
21 cleanup at the no further action sites, you know, in
22 advance. That's my goal.

23 I'm sure there's going to be a building
24 that will be a complication, but I think that would be
25 the cleanest way to go.

1 So --

2 MR. BERMAN: So in the RAP and any cost
3 associated with the no further action with asterisk are
4 not included?

5 MR. COOPER: Correct. The cost of lead
6 based paint cleanup at the no further action sites did
7 not include it, right. That's being handled under a
8 non-CERCLA program. Very similar to a CERCLA program --

9 MR. BERMAN: Right.

10 MR. COOPER: -- but -- yeah. I think
11 that's a good comment.

12 Our RAP should talk about that. I don't
13 know about getting into the cost of those cleanups, but
14 certainly getting into acknowledging what's going on
15 with respect to lead based paint at our no further
16 action sites.

17 MS. TRIGIANI: Craig, when you say
18 "non-political," does that mean non-environmental?

19 MR. COOPER: No. It's our program.

20 MS. TRIGIANI: Okay.

21 MR. COOPER: Lead based paint in soil is
22 a little hybrid of a contaminant that we're handling
23 under a different document instead of a traditional
24 CERCLA document, but for all intents and purposes, it's
25 the same type thing.

1 That's the rest of the no service further
2 action sites. We want to make sure that our petroleum
3 cleanups are -- are taken care of at our no further
4 action sites, also, and --

5 FACILITATOR KERN: There was a cleanup at
6 building 215?

7 MR. COOPER: Correct. Building 215 had a
8 petroleum cleanup done last year, and I don't off the
9 top of my head, the only other building that I know
10 there's a petroleum issue is at 1451.

11 We pulled the tank at 1450, unknown --
12 previously unknown tank and it came out clean. No
13 residual contamination at the -- the tank at 1451 was an
14 area of petroleum, and it's turned into basically a mini
15 cap site now.

16 So we're working on it. I'll have to talk
17 to Jim and Bob whether that's going to hold up the
18 CERCLA no further action.

19 It doesn't mean that we wouldn't stop
20 working on the mini cap, you know, at 1451, but I need
21 to talk to Jim and Bob, whether it's okay for the CERCLA
22 decision to go forward on that site.

23 MR. YOUNGKIN: Jan asked about the soil
24 cleaning.

25 MR. COOPER: That is not related to the

1 cleanup. That is related to a -- we're getting ready to
2 build a transit had you been at that site, and -- for
3 Muni buses to have a turnaround and hookup with the
4 Presidi-Go, et cetera.

5 All the more reasons for the no further
6 action. I feel pretty comfortable that DTSC's going to
7 feel good about this no further action at 215.

8 That's why we did the petroleum cleanup
9 well in advance because we knew this transit thing was
10 coming along.

11 Okay.

12 MS. CLEEK: Can I ask you a question
13 about that?

14 MR. COOPER: Yes.

15 MS. CLEEK: Living in the place where the
16 diesel buses idle in front of my house in the afternoon
17 for express buses, are you getting diesel buses into the
18 Presidio or natural gas?

19 MR. COOPER: The Muni, I don't take Muni
20 to the Presidio. I'm not too sure.

21 MS. CLEEK: These ones leave quite a
22 mess.

23 MR. BERMAN: There will be diesel because
24 Muni is not extending, as I understand, the overhead
25 electrical lines.

1 MR. COOPER: But don't they have some
2 natural gas powered --

3 MS. CLEEK: I thought they were changing
4 them all to natural gas.

5 MR. COOPER: Eventually. I wouldn't
6 necessarily count on it.

7 MR. ULLENSVANG: There's current Muni
8 service in the Presidio.

9 MR. BERMAN: Yeah. That's a diesel bus.

10 MR. ULLENSVANG: There's a few lines that
11 come into the Presidio.

12 MS. CLEEK: But do they actually stop and
13 wait?

14 MR. ULLENSVANG: I think some of them are
15 at the end of the line. I think the one that comes in
16 from the ferry building is a one-way bus. Comes in and
17 stops and then goes out.

18 MS. CLEEK: Yeah, okay, because, I mean,
19 a transit hub, a Muni diesel buses -- anyway.

20 MR. BERMAN: That's what all the sand is
21 for.

22 MR. COOPER: Yeah. No. We understand,
23 you know, at 215 and at graded area 9, which is another
24 no further action site where we've now stockpiled a
25 whole bunch of sand from Golden Gate Park, which I have

1 some slides about.

2 We've coordinated with DTSC. They can't
3 officially say no further action until they put their
4 signature on the final version of RAP 3, but, you
5 know -- so the trust, we're proceeding at our own risk,
6 bottom line.

7 MS. BLUM: In buildings 1450 and 1451,
8 that's up near the maintenance yard on Battery
9 Caulfield?

10 MR. COOPER: Right. That's the -- that's
11 just uphill from there.

12 MS. BLUM: My understanding is that those
13 may be residential in the future and they're marked no
14 further action, so I'm just -- I'm just questioning
15 that.

16 Aren't those being used for the machinery
17 right now as we speak?

18 MR. COOPER: At those buildings?

19 MS. BLUM: A maintenance yard and
20 something like that, 1450 and 1451?

21 MR. COOPER: Right. So you're concerned
22 that some spills might occur after the -- after the RAP?

23 MS. BLUM: Pardon?

24 MR. COOPER: I'm not too sure what your
25 question is.

1 MS. BLUM: I'm just making sure that I
2 understand that there's they're no further questions,
3 and as I understand it, they're being used by the trust
4 right now for servicing the maintenance yard or
5 something.

6 MR. COOPER: Okay.

7 MS. BLUM: So you're telling me they
8 don't have a problem with any kind of petroleum.

9 MR. COOPER: Right now, correct.

10 MS. BLUM: Maybe in the future they may
11 be residential.

12 When were these two tested last?

13 MR. COOPER: Those particular sites, I
14 would have to look in the RAP. I'm assuming the Army
15 might have taken a look at them and then the trust, but
16 the date is probably two to three years old at least at
17 this period of time.

18 MS. BLUM: That's good enough for us, the
19 two to three-year old data?

20 MR. BERMAN: Yeah.

21 MR. COOPER: Yes.

22 MR. BERMAN: There's nothing new that's
23 been going on there that would cause contamination.

24 MS. BLUM: If it's being used as part of
25 the maintenance yard, I would think that would be

1 questionable.

2 MR. COOPER: Yeah. There's --

3 MS. BLUM: It's just a thought. I'm
4 sorry I brought it up.

5 MR. COOPER: There's activities -- not
6 only at this building, but activities can occur that
7 releases chemicals as soon as you go out and sample a
8 site. There's a lot of CERCLA sites at buildings. You
9 bring up a good point. There's CERCLA sites at
10 buildings where there's activities going on.

11 I mean --

12 FACILITATOR KERN: Wouldn't there be some
13 process, though, if it was converted from a maintenance
14 building to residential, that it would have to be
15 inspected and tested and -- I mean, would there be a
16 process?

17 MR. COOPER: If -- I would -- well, it
18 depends on for -- as far as the Army -- basically we're
19 checking Army contamination, and we say the Army
20 contamination had met residential cleanup levels, there
21 would not be a land use control with respect to Army
22 activities at this site, but I think it's common sense
23 that the trust, if we converted use of a facility and
24 changed its land use from non-residential to residential
25 and knowing what kind of activity's going on, we would

1 do our own type of due diligence before moving someone
2 in there, and that would be true not only at 1451, but
3 at any site.

4 MR. BERMAN: Right, but presumably that
5 is not -- whatever you had to do there, if it was recent
6 contamination, it would not be covered by the hundred
7 million.

8 MR. COOPER: It would be -- correct.
9 Well -- right. It would not be documented in our RAP
10 and it would not be considered -- it would be -- right.
11 It would not be covered by the hundred million.

12 The hundred million is about cleaning up
13 the Army buildings, and the trust has to clean up the
14 trust -- if we spill anything on the ground, we got to
15 take care of that right away. That's my expectation of
16 what we're doing.

17 Am I running around checking all of these
18 facilities? No, I'm not, yeah.

19 MS. CLEEK: But does somebody from the
20 trust do it? Is there set up procedures that monitors
21 sites that may have potential --

22 MR. COOPER: We have a --

23 MS. CLEEK: Contamination?

24 MR. COOPER: -- spill policy of taking
25 care of things like that, but --

1 MS. CLEEK: I'm just thinking like some
2 event happens like that where it's a major spill, but
3 just like an ongoing basis to be sure that everything is
4 working properly and there's not this like slow leak
5 into the ground or whatever?

6 MR. COOPER: Like an environmental
7 alliance?

8 MR. BERMAN: Environmental police.

9 MR. COOPER: Right, our own internal --

10 MS. CLEEK: Review, we'll call it.

11 MR. COOPER: Like doing internal audits.
12 We don't have a person per se on that right now. I
13 think we're working on getting such a person.

14 MR. BERMAN: I'm now ask Jan's question
15 which she didn't really want to ask. Has the trust ever
16 had a spill in which contaminated material actually
17 occurred on the ground of the Presidio?

18 MR. COOPER: I am sure something has been
19 spilled. I mean, I would be shocked if somebody hasn't
20 spilled some oil on the ground or something like that.

21 MR. BERMAN: A significant one. I'm not
22 talking about a can.

23 MR. COOPER: I am not aware of any
24 significant spill, yeah, where remediation got called
25 in.

1 Brian, does anything come to the top of
2 your head with respect to the trust spilling where it
3 was significant enough to bring in remediation?

4 MR. ULLENSVANG: No. There have been
5 spills. I know that there was a Park Service spill
6 within area B of the Presidio where it turned out --
7 much of our -- it was hydraulic fluid off a piece of
8 equipment, and the Park Service equipment has been
9 converted to the vegetable based oil for hydraulic
10 fluids.

11 So there was no reporting required because
12 it it was not a petroleum product, but there would have
13 been that would have been a spill within the Presidio,
14 and I'm sure there have been others.

15 I don't know that any of them met the
16 threshold for required reporting, but as Craig just
17 said, there's a number of things that happen in the
18 course of doing maintenance activities that release
19 minor amounts -- relatively minor amounts.

20 MR. BOGGS: If I could add a little bit,
21 I think Jan and Sam bring up a very good concern in that
22 some of these places that may have been used
23 industrially where there may be hazardous materials that
24 probably is part of this RAP process, we need to -- to
25 do what they call a preliminary assessment, go back to

1 those sites where things may be used now as parts of
2 this RAP and just check to make sure, see if there's any
3 signs or any indication that we need to retest any of
4 these buildings.

5 Most likely a lot of them, for example,
6 the nursery, there hasn't been a lot that's happened
7 there since the Army was here, so that might not justify
8 us going back and collecting samples and going through
9 that extensive of an effort.

10 However, if there are buildings that they
11 are using as a repair facility where they're regularly
12 handling -- handling used oil, et cetera, it may justify
13 just double-checking to make sure that there's not a
14 concern that has arisen over the past five years since
15 the Army's been here.

16 So I'll look into that from our agency
17 standpoint and what we can do to follow-up on the sites
18 that could potentially -- there's not all of them we
19 need to go back to, but some of them like you mentioned
20 may be good for us to at least visit.

21 MR. COOPER: Actually, some of them we
22 are through the remedial design process.

23 MR. BOGGS: Right.

24 MR. COOPER: There's four sites that we
25 felt there was enough data to write the RAP for, but we

1 needed a little bit more data to do the design, the
2 cleanup design, and one of them is building 1351, and
3 that one is an active maintenance area, so that's a way
4 to kind of refresh the data there, double-check some
5 spots and not only help move the remedial design along,
6 but we'll check for recent releases at that particular
7 building.

8 MR. ANDERSON: Craig, are there controls
9 over contractors' equipment, like if they're producing
10 leaks, spills?

11 MR. COOPER: Remediation contractors?

12 MR. ANDERSON: Yeah.

13 MR. COOPER: I --

14 MR. ANDERSON: Is there something in
15 their contract?

16 MR. COOPER: I would assume that -- yeah.
17 If something spilled out of one of the hydraulic fluid
18 or gasoline came out of a contractor's, you know,
19 vehicle and it was their faulty equipment that caused
20 the release, they would be required to do the cleanup.

21 MR. ULLENSVANG: Craig, an example at
22 Baker Beach 3, there was a whole area on storm water
23 pollution. There was a whole lot of requirements
24 imposed on the contractor for spill prevention, what
25 they could and couldn't do at the site, where they had

1 to refuel their vehicle, things like that.

2 MR. COOPER: There we go.

3 MR. BOGGS: There are federal regs that
4 cover any business, if that business released what's
5 called reportable quantify, whether it's diesel fuel or
6 hydraulic fluid, then they would have to report directly
7 to my agency, as well.

8 So regardless if they have it in their
9 specs, there are laws to require them to report spills.

10 MR. COOPER: Okay. Okay. These are just
11 some next steps regarding Draft RAP 3 that I could think
12 of. A copy of this preliminary draft is at the trust
13 library. It's not on the Web library right now.

14 I got it -- you can see how thick it is
15 and all those figures. I got to think of a smart way to
16 PDF it and put it on the Web library. Maybe chop it up
17 to three or four PDFs so your download time is not an
18 hour.

19 I'm going to look into chopping it up into
20 individual PDFs, but I'm hoping to get it on the Web
21 library, but in the meantime, if you want a copy, a hard
22 copy, it is at the trust library or will be very
23 shortly.

24 Actually, the e-mail notification, you
25 know how you get an e-mail notification about the

1 document -- I just sent Barbara Janis the e-mail to send
2 out, it's to see if she received a document. Once you
3 get this e-mail notification on this document, then you
4 know for sure it's at the trust library and you can get
5 your copy.

6 Or I have an extra copy and Doug and Mark
7 have copies. So just send an e-mail to myself, Doug or
8 Mark and we will make sure that you can get a hard copy
9 and we can just share.

10 And I would love comments from the RAB on
11 this document, including chapter 18 when I send that in
12 regarding those two sites that are missing right now,
13 and the CEQA before the end of the year, if possible.

14 Just so Bob knows what's going on and --
15 because if we are we're going to shoot for getting the
16 public comment period going in March, you know, I'd like
17 to get your informal comments first and then incorporate
18 those and then I'd have to show that to Brian and Bob
19 one last time before we issue the official Draft RAP for
20 the public comment period.

21 And when I issue the official RAP, by the
22 way, I'm definitely going to be -- I'm going to be much
23 more formal than I am with this preliminary draft.

24 I'm going to set up a Website and launch
25 the draft RAP on a Website. It may not even be in the

1 Web library, and I don't want the public to get lost in
2 the Web library, because we have 25 folders in the Web
3 library.

4 So I might, in the proposed plan fact
5 sheet, what I'll probably do is publish the exact
6 Website that people can go to. There will be one
7 document there, and that will be the Draft RAP because
8 the thing's so huge. We just can't be making hard
9 copies.

10 Okay. And we'll be working on a proposed
11 plan fact sheet for this, too, and that will get sent
12 out when we kickoff the public comment period in March.

13 MR. BERMAN: What was the net cost
14 associated with this?

15 MR. COOPER: For producing this RAP so
16 far?

17 MR. BERMAN: No. For the -- for the
18 eighteen --

19 MR. COOPER: Oh. The eighteen action
20 remedies, I do not remember off the top of my head.

21 MR. DIES: I did a rough calculation.
22 Twelve million.

23 MR. COOPER: Twelve million, for all
24 eighteen.

25 MR. DIES: I may have gotten lost.

1 MR. COOPER: That sounds about right.

2 MR. DIES: Don't hold me to it, sir.

3 MR. BERMAN: This represents by far the
4 largest financial commitment --

5 MR. COOPER: Right.

6 MR. BERMAN: -- thus far made by the
7 remediation team.

8 MR. COOPER: Correct.

9 MR. DIES: 75 percent of which is Baker
10 Beach.

11 MR. COOPER: Right.

12 MR. COOPER: Okay. That's it on RAP 3,
13 and I'm sure we'll talk about it more and more, so any
14 time you guys want to talk about RAP 3, we can do that
15 at a committee meeting. We can do it at a RAB meeting.
16 We can dive into this document.

17 MR. BERMAN: Excuse me. Sorry. Is there
18 a tentative schedule in the -- in the RAP document?

19 MR. COOPER: In the RAP itself, no, but
20 in this bullet where I said, you know, let's shoot for
21 going for formal public comment during the month of
22 March, the thirty-day public comment period and then
23 that would, you know -- then, as you know, we have to do
24 a response to comments in April and then getting a final
25 version of the RAP to Bob and Jim for signature and

1 hopefully by early May, because I would love to start --
2 you know, it's getting these remedies going in the
3 summertime.

4 Some of them are weather sensitive. The
5 Baker Beach disturbed area cliff sites, obviously those
6 are weather sensitive, so we're going to be in that same
7 situation that we have been over, you know -- weather
8 sensitive sites at Baker Beach 3 and fillsite 6A, if --
9 if things go too late into the summer, we can't -- we
10 can't start a weather sensitive site that's too late
11 into the summer or early fall, but the foul weather
12 sensitive sites, a lot of these sites in area B are not
13 weather sensitive, and even though I would love to do
14 them in the summertime, we can do many if not all of
15 those probably in the wintertime, as well.

16 MR. BERMAN: So in your -- in an
17 optimistic examination of the -- of the actual actions,
18 when do you think the RAP 3 remediation would be
19 complete?

20 MR. COOPER: Oh, all of those eighteen
21 sites construction complete? Oh, not until, you know,
22 the end of 2006. I can't imagine us doing all of those
23 sites in 2005.

24 MR. BERMAN: Right, but that's still --
25 that's still pretty aggressive.

1 MR. COOPER: That's pretty doggone good.
2 My experience on RAPs 1 and 2, we either did the work
3 the year the RAP went out or we did the work after the
4 RAP got finalized, and I'd like to see another facility
5 that does that.

6 I'm sure there's a few others there; not
7 many, and so that's my opinion on that subject.

8 MR. BERMAN: That sounds --

9 MR. COOPER: You do the work the same
10 year of the final draft or the year after --

11 MR. BERMAN: But still --

12 MR. COOPER: -- in my opinion is
13 phenomenal.

14 MR. BERMAN: Yes.

15 MR. COOPER: And the reason why we're
16 able to do that is because we do the remedial designs
17 concurrent. We're already started on the remedial
18 designs -- all eighteen sites in RAP 3, we started on
19 remedial designs.

20 All other facilities don't do that. I
21 shouldn't say all. They wait until the ink is dry on
22 the final version of the final draft. They start
23 writing thinking up the final scope of work.

24 We at our own risk -- I know we've had
25 this discussion before, we start working on remedial

1 designs before the RAP is finalized and we pray that the
2 scope does not significantly change in the meanwhile.

3 Okay.

4 FACILITATOR KERN: I think it might be a
5 reasonable point for a break.

6 MR. COOPER: Okay.

7 FACILITATOR KERN: If that's okay with
8 everyone. Ten minutes and then we'll resume.

9 (Recess taken) .

10 MR. COOPER: Okay. The rest of my
11 presentation is just your standard old remediation site
12 project update, so I'm going to go through this a lot
13 faster and just stop me if there's a project that -- or
14 a bullet that catches your attention.

15 Landfill E feasibility study is with the
16 park service now, so we'll be expecting comments from
17 them.

18 For the feasibility study on landfills
19 eight and ten, we're still in the process of working out
20 some issues with the park service with respect to the
21 landfill 10. Remedy and we've got a big meeting a
22 little bit later on this month, and we hope to have a
23 breakthrough at that meeting so we can finish up working
24 through our F/S and, you know, we talked about this a
25 long time ago, that before sending it out, we had

1 promised the RAB that we would do a presentation on this
2 feasibility study just before sending it to the
3 regulators, and we're keeping to that pledge.

4 So we'll schedule that. It doesn't make
5 sense to have the presentation on it now until we get
6 closer in agreement with the park service, but as soon
7 as we are closer in agreement, we're working on getting
8 this feasibility study to -- it looks like it's about
9 ready to go out to the regulators, then we can do the
10 presentation to the RAB before then.

11 Mountain Lake, I think this is my only --
12 oh. At Mountain Lake, we implemented a field sampling
13 plan there. We tested the lake sediment. This is our
14 first time testing the lake sediments since the trust's
15 first big lake sediment testing event that happened a
16 couple years ago where we, you know, confirmed all the
17 metal contamination, and I think we've talked about this
18 field sampling plan before, its goals and all this kind
19 of business.

20 Did anyone want to be reminded about this
21 field sampling event was about? It's done now, and
22 we're writing up the data report.

23 MR. BERMAN: Have you seen the data?

24 MR. COOPER: I have not seen the data.

25 It only finished up just recently, so I have not seen

1 any data, yeah.

2 We held our long awaited kickoff meeting
3 the Tee grant with Caltrans and Park Service, and the
4 Park's conservancy and it was, you know, a small group,
5 only two people from -- I shouldn't say only. Two
6 people from Caltrans were there, and Brian from the Park
7 Service and Carol Prince from the Park's conservancy,
8 myself and Chris Nelson.

9 So we -- the first part of the meeting,
10 Carol gave a brief overview of the history of Mountain
11 Lake, various enhancement projects that her -- the parks
12 conservancy has done at Mountain Lake over the last
13 several years. I think you know the history on that.

14 They got some money from the City to hire
15 someone to do some work, and they've been doing work at
16 Mountain Lake. So we educated Caltrans folks about
17 that, and then I did a brief presentation regarding our
18 remediation program Presidio side wide, how our sites
19 are funded, how Mountain Lake is unfunded with respect
20 to this contamination since this contamination was
21 discovered after the deal with the Army, and so we just
22 kind of got them -- and despite all that, the trust is
23 still proceeding with writing a RAP for this site and
24 for writing -- for working on the remedial design.

25 Then that was the first, you know, 45

1 minutes of the meeting. They had several questions
2 about that. Then we talked about the Tee grant process
3 itself and there was an agenda item asking them to
4 explain the Tee grant application -- well, not -- the
5 Tee grant project qualifications in more detail.

6 Before we even talked about a project in
7 detail, we asked for them to kind of further describe
8 and elaborate on what types of projects would qualify.

9 And the Caltrans guy, David Yam was there,
10 and along with this guy, Neidell Turcat. Anyway, Dave
11 Yam from Caltrans explained that the money is -- has
12 been set aside. The \$650,000 has been set aside for an
13 enhancement project at Caltrans -- at Mountain Lake,
14 and -- and so he said that when we put together a
15 project scope, that that project does get double-checked
16 by a technical team in Sacramento to make sure that it's
17 in compliance with the guide Lance of the grant program.

18 So it's not double-checked with respect to
19 the, you know, financial aspects of it. That money has
20 been -- has been set up, but there is a technical review
21 of the project that we put together.

22 And so he, again, elaborated that, you
23 know, it's about storm water management and dealing with
24 the enhancement of how to manage storm water from a
25 transportation project, and so we, of course, you know,

1 as we had in the past, even before getting news about
2 our project, that because the Park Service and the
3 Golden Gate Parks Conservancy, we brainstormed about
4 potential projects that would be dealing with storm
5 water and we basically decided that, you know, with
6 respect to the storm water from Highway 1, that piping
7 it and directing the water directly into the city sewer
8 system made the most sense.

9 We really were willing to consider
10 combining that project with something -- some other
11 project at Mountain Lake, that if that doesn't have
12 enough enhancements or -- that it would satisfy the
13 Caltrans technical team. We don't think that that would
14 take up the entire 650,000, even though it hasn't been
15 costed out, per se, but maybe we can think of something
16 that could get -- could get tacked on or combined with
17 in some way of a more traditional enhancement project
18 and maybe in conjunction with a parks conservancy
19 project going on there, that we would kind of tie the
20 two together.

21 So we left the meeting by basically saying
22 that the trust and the Park Service and the conservancy
23 were going to meet, kind of regroup, you know, on our
24 own and put together a more -- a more specific project
25 scope, and that's how we left it.

1 Brian, anything else?

2 MR. LUIKART: What are your time limits
3 on execution?

4 MR. COOPER: That was discussed.

5 MR. DIES: Use it or lose it.

6 MR. COOPER: They did not give a specific
7 answer, but it was pretty general -- like they said, you
8 know, it would be great if you could implement your
9 project within four or five years, because they asked --
10 yeah.

11 MR. DIES: So you might be able to do
12 Mountain Lake all at once?

13 MR. COOPER: That's right, because they
14 asked when are your lake sediment cleanup project
15 scheduled, and we said 2007 right now, it might go to
16 2008, something like that. We were thinking it might be
17 nice, if we were ripping up along the highway there,
18 that maybe we could do that distur -- dig up the
19 sediments, and they didn't seem to have a problem with
20 that concept as far as timing, that the money was not
21 going to disappear and evaporate on us, so --

22 MR. LUIKART: That's good.

23 MR. COOPER: But I'm -- I'm a little
24 nervous. I didn't leave the meeting going, "Wow, wow,
25 feeling good." I left the meeting going, "Okay. This

1 is going to take some creativity to get what we want
2 done and have the Caltrans people feel good that we were
3 meeting the grant guidelines," and so nobody was
4 negative at the meeting. Nobody was like "oh, this is
5 never going to work," but there was a lot of talking
6 done.

7 It was all kind of meant -- we didn't talk
8 specific. It was all purposely meant on a conceptual
9 level, what are the possibilities out there.

10 The next one, though, we're going to be
11 creeping near getting a specific proposal to go like
12 this and I would take this at this point in time.

13 MR. YOUNGKIN: Did they actually give you
14 guidelines?

15 MR. COOPER: I asked for guidelines. He
16 did not give me written guidelines. He said that he
17 would be working on getting me written guidelines
18 shortly. But he spent a lot of time --

19 MR. DIES: The famous storm water
20 enhancement.

21 MR. COOPER: Just like we talked about
22 before --

23 MR. DIES: Repeat after me.

24 MR. COOPER: Right, but something that
25 would be taking the storm water and putting it on the

1 lamb and making it having a wetlands area or these bio
2 as well as filter the storm water, and he said that the
3 technical team would have a hard time considering piping
4 the storm water directly into a city sewer system as --
5 as an enhancement project.

6 So this is not going to be a cake walk,
7 but I ain't giving up, and I ain't giving up on the hard
8 piping to the sewer because I think we really have tried
9 to think of other creative ways, but maybe there's
10 something else that -- you know, when we meet with Carol
11 Prince, she said that she might have some ideas that
12 maybe we can have this project scope include piping with
13 something else.

14 If anybody has some great ideas, we're
15 open to suggestions. I think that -- so the next
16 meeting, by the way, was not -- we set something up just
17 to get something on our calendars. I think it was in
18 mid-December.

19 MR. ULLENSVANG: I think so, yeah.

20 MR. COOPER: We wanted to give ourselves
21 some time to meet internally to put something together.

22 MR. YOUNGKIN: Do you have volumes of
23 storm water now or is that something you have to work
24 up? How much storm water are you talking about?

25 MR. COOPER: Right. How we specifically

1 calculated what the flow -- what the watershed is along
2 each of these --

3 MR. YOUNGKIN: Yeah.

4 MR. COOPER: We have not. We've got some
5 back of the envelope calculations for that, but I think
6 once we get -- as the project starts to firm up, then
7 let the engineers double-check all those numbers.

8 MR. ANDERSON: Is the storm water runoff
9 localized to that spot or is it many other places or
10 continuously through the Presidio?

11 MR. COOPER: You mean how is storm water
12 managed in the Presidio outside of this -- between
13 MacArthur Tunnel and Lake Street?

14 MR. ANDERSON: Yes.

15 MR. COOPER: Between Lake Street and
16 MacArthur Tunnel. It goes in the ditch and into
17 Mountain Lake.

18 MR. ANDERSON: So it all goes --

19 MR. COOPER: I don't know all the way to
20 Lake Street.

21 MR. ANDERSON: There are conduits under
22 the highway?

23 MR. COOPER: On the other side, it also
24 is piped and comes into Mountain Lake. Both shoulders
25 of Highway 1 in between those two zones, yeah.

1 MR. BERMAN: Is filtration considered an
2 enhanced -- an enhancement?

3 MR. COOPER: Yes. Vegetative filtration
4 is considered an enhancement. It's a -- it -- that is
5 exactly what he said the grant guidelines were looking
6 for. Oh. Also an important thing. There's different.
7 Categories of Tee grant projects. Some of them don't --
8 we're under the water quality enhancement category with
9 respect to -- yeah, storm water, and there's other --
10 and that's -- and he thinks that that's why we got --
11 it's a category that not a lot of applications come in
12 on, and Brian, help me out here, because there were
13 other categories.

14 MR. ULLENSVANG: Aesthetics and
15 landscaping. It's one that's very popular.

16 MR. ANDERSON: They also have categories
17 on financing highways, almost anything you can think of.
18 Other states --

19 MR. COOPER: Yeah.

20 MR. ANDERSON: It seems like each state
21 is kind of focused on an area, and in looking at, it's
22 quite surprising because you come up with a lot of hits
23 on, say, Indiana and they're totally subjects that have
24 nothing to do with this or Texas.

25 MR. PONTON: As I understand it, there's

1 T grants set aside for education to educate people on
2 storm water management.

3 MR. COOPER: Right.

4 MR. PONTON: And wastewater management.
5 Tee grants are not limited to Presidio, the City and
6 County of San Francisco pursues Tee grants. It's open
7 to neighborhood groups to pursue Tee grants. So it's
8 not that it's limited to other federal or state
9 agencies.

10 MR. COOPER: And it's not just water
11 quality.

12 MR. PONTON: Not just water quality.

13 MR. BERMAN: Would it be possible -- I
14 was just thinking if you had a vegetation filter that --
15 that was made to handle a certain amount of flow and
16 then beyond that, when it was really heavy, that that
17 would be diverted into the -- into the city sewer --

18 MR. COOPER: Mm-hmm.

19 MR. BERMAN: -- system, so in a sense, it
20 would be an enhancement project, but with a backup for
21 very large flows which the enhancement system -- which
22 the filtration system would not be capable of doing,
23 and -- because --

24 MR. COOPER: That's a great idea. He
25 actually mentioned that as a -- he didn't -- well, he

1 didn't actually say and then the pipe would pickup and
2 go into a city sewer system, but he did describe that,
3 you know, if you -- you know, laid open -- we were
4 talking about just pipe on the ground that had storm
5 water in it.

6 If you laid open that pipe and had it
7 filter water for, you know, and he kind of implied that
8 it dead ended, you know, but your idea is to have it go
9 open up the pipe, have water filter and then it would go
10 back into a pipe and into the sewer. If it was in a
11 peek --

12 MR. BERMAN: Right.

13 MR. COOPER: -- situation that our
14 filtration system couldn't handle.

15 MR. BOGGS: To add to that, it might be
16 different here, but when I was working in a plant in Los
17 Angeles, it was actually the opposite thing. When it --
18 they had at our facility, when there was a large storm,
19 the water district needed for us to start pumping our
20 water to a retention basin because their treatment
21 system starts to become overloaded.

22 And so they're then getting -- they would
23 probably want us to handle it when there is a large
24 storm, to have some sort of basin to collect it as
25 opposed to when there is a particularly large storm,

1 then we're giving them extra storm water, so it might be
2 different here. I don't know what their capacities are,
3 et cetera, but it was the opposite down in LA, that when
4 there was a large storm, they wanted you to retain that
5 extra capacity because they couldn't handling it.

6 MR. BERMAN: Yeah, but either way, I
7 mean, whether it -- do it that -- one one of the two
8 ways, you're combining a vegetative filtration system
9 with a direct deposit, so to speak, and this would be
10 considered -- this would get around just the straight
11 shot into the -- into the city system which would not be
12 considered as innovative enough to get the money.

13 MR. COOPER: Right. That's the direction
14 we're -- you know, the only -- as you know, we talked
15 about this, the shoulder, there's not a lot of room to
16 do any type of vegetative filtration along there. We
17 need to take a hard look at that.

18 MR. BERMAN: That's why I was suggesting
19 this, in order to handle the overflow from a big storm,
20 you really need a big -- big -- either need a retention
21 system or a very big filtration system, whereas the
22 geometry of the area is such that it could take the more
23 gentle flows and then the City would --

24 MR. COOPER: I like that. Then the
25 vegetative system would be like the shoulder, right on

1 Caltrans' property, and then it picks up and the
2 overflow, quote unquote, instead of going into Mountain
3 Lake, would just head towards Lake Street, head into a
4 pipe and drop on in.

5 I think we need to take a look at that. I
6 mean --

7 MR. BOGGS: Have you looked at other
8 enhancement up into the golfcourse that there could be
9 some sort of infiltration -- you'd have to pump it up
10 there. It's all down grade went do into Mountain Lake,
11 but we have an --

12 MR. COOPER: We did not think of it that
13 way. We did look at the other side of Mountain Lake,
14 not to deal with Highway 1 runoff, but to find something
15 innovative and -- over on that side that wouldn't cost a
16 fortune that we would then do -- and do our hard line
17 pipe and so we were -- we were looking holistically what
18 are all of the storm water inputs to Mountain Lake and
19 look at -- can we find a project on the other side, the
20 golfcourse side where West Pacific comes in and do a
21 little project over there, do our Highway 1 project and
22 all call it kind of our global Mountain Lake storm
23 water, you know, management strategy, and we still have
24 a pipe going in.

25 So we're open for ideas, and I'll tell

1 you, it's -- yeah.

2 FACILITATOR KERN: I think to move the --
3 tonight's agenda, though, I think we need to maybe move
4 some of this to like a committee meeting and have more
5 extended brainstorming --

6 MR. COOPER: Mm-hmm.

7 FACILITATOR KERN: -- support.

8 MR. COOPER: I welcome input. If you
9 want to come to the next committee meeting and --

10 MR. PONTON: I just want to add
11 something. With the remediation of fillsite 6A,
12 essentially by lengthening the pipe there, you're
13 essentially going to be doing the same thing. You're
14 going to be managing storm water, because that's kind of
15 the natural drainage you have, but there are a lot of
16 parking lots, a lot of roadways, a lot of that input
17 into that newly created creek will be similar to what
18 they're going to want to do parallel to Mountain Lake.

19 So it's --

20 MR. COOPER: That's a great analogy.

21 MR. PONTON: An analogy of what's going
22 to happen. Rather than be highway runoff, it's going to
23 be site specific runoff from any paved surface area.

24 MR. COOPER: Small arms firing range,
25 nothing new there. DTSC commented -- we had a field

1 sampling plan. Bob came into the basement of building
2 649, saw the firing range there.

3 There were a couple minor things and we --
4 like Chris was saying, in the next few months. I don't
5 think the changes were all that significant. We should
6 be able to do that pretty soon. Chris has gotten a
7 whole bunch of work recently. I think he's giving
8 himself sometime.

9 Oh, boy. That's on the record. Okay. We
10 have finished our construction completion, 6A that Jim
11 was talking about. We talked about how the actual --
12 we're breaking up this cleanup in two phases.

13 Phase I is happening this year and we're
14 going to relocate -- which is the utility relocation.
15 We're having our kickoff meeting on that tomorrow,
16 according to George Ford, and so that's the -- the
17 contractor's talking to the trust utility people to work
18 out the details with respect to our designs on how to
19 implement those designs and getting the utility out of
20 the way before we do the cleanup early next year.

21 And we're doing some minor refining on our
22 stream bed design and we're going to resubmit that
23 particular document to the Regional Board and get
24 digging in the spring of next year. I can't wait to get
25 that one going.

1 FACILITATOR KERN: Craig, having been out
2 to the side a few times, it looks like there's some
3 dumping going on there --

4 MR. COOPER: Um.

5 FACILITATOR KERN: -- the site there.
6 There's four or five piles of it looks like debris and
7 soil there.

8 MR. COOPER: Really.

9 FACILITATOR KERN: It's not a big problem
10 now, but I don't know if it will be sort of an
11 attractive --

12 MR. COOPER: Yeah.

13 FACILITATOR KERN: -- nuisance. I don't
14 know. Maybe trust people know where it's coming from,
15 but --

16 MR. COOPER: Okay. I will ask

17 FACILITATOR KERN: -- for debris.

18 MR. COOPER: Maybe they heard we're just
19 about ready to start the dig there. Just kidding. I
20 will find out.

21 If I stood on --

22 FACILITATOR KERN: It will be on the
23 northeast corner.

24 MR. COOPER: Okay.

25 MR. FREY: Yes.

1 MR. COOPER: Mark, do you know where
2 that's coming from?

3 MR. FREY: No idea.

4 MR. COOPER: Rascals putting stuff on our
5 landfills.

6 Okay. Baker Beach 3 is 98 percent gone.
7 We're testing the underlying native soil to make sure
8 that it's free of contamination, and we actually did
9 Baker Beach 4, also. That's the little site, and we
10 were able to do that in a couple of days. We've got
11 some pictures.

12 There's Baker Beach 3. It's gone from
13 hump to Grand Canyon, and this is Baker Beach 4. I
14 thought I'd go to Baker Beach 4. We've seen a lot of
15 pictures of Baker Beach 3 over the last couple months.

16 You can see the Lincoln Boulevard over on
17 the side, and Crosby Road, and it's just a little
18 problem there in some -- primarily superficial soils
19 that we had to dig out.

20 Just a pretty shot at Baker Beach 4.

21 FACILITATOR KERN: They dug up a truck.

22 MR. COOPER: The arm on that excavator is
23 pretty impressive. So that's Baker Beach 4 in action,
24 well, a cleanup action.

25 Okay. Back to the boring slides. We've

1 talked about RAP 3 a lot earlier this evening, and I
2 have talked about how we're working on designs for the
3 eighteen remedial action sites, the four in area A are
4 being clustered into one remedial design, the Baker
5 Beach 1, 1A, 2, 2A, that's one remedial design, and it
6 has an abundance of issues that need to get worked out.
7 Be it cultural resources and vegetative issues and
8 geotech issues, and in fact with respect to Geotech and
9 cultural resource issues, we're going to have going to
10 go out and do some more trenching with a field sampling
11 plan, we've got some comments from the Park Service and
12 we're fixing it and we're sending that out, we will
13 we'll have to do some trenching.

14 We can do that during the rainy season.
15 I'm pretty sure we can, trenching work, and so that
16 design is trudging along, and the other fourteen sites
17 in area B, we're doing those designs.

18 I mentioned those tonight. Out of those
19 fourteen sites, there's five sites in area B where we're
20 going to test and one in A area where we're going to do
21 a little bit more soil testing, and we took Jim and Bob
22 came out to the Presidio and we walked around to all six
23 sites, and they gave us comments with respect to sample
24 locations and things like that.

25 So I just now need to fix those work plans

1 and get them back to Jim and Bob and get those
2 implemented, because for those six, we can't really move
3 the designs ahead until we get that data back in.

4 But anyway, those fourteen sites are
5 getting clustered into one kind of mega remedial design.
6 They'll be remedial designs with fourteen chapters in it
7 that will go to the regulatory agencies, and we'll do
8 our procurement with all fourteen sites in one single
9 procurement, so that will be extremely exciting.

10 For me to be able to click off all
11 fourteen sites for winter and fall of 2005 for a
12 remedial contractor that's just bouncing around the
13 Presidio to each of these fourteen sites doing the
14 cleanup.

15 RAP 5, I think I've told you guys we've --
16 I guess there's not a slide on -- RAP 4 is where
17 landfill 8 and 10 is, and I think I've mentioned to you
18 before -- I need to make a formal proposal on this.

19 We're thinking about implementing the
20 firing ranges sites where the feasibility study is just
21 about getting ready to have feasibility study, and then
22 RAP 5 would then be our last RAP with remedial action,
23 at least the way I anticipate it.

24 RAP 6, it would be the base wide kind of
25 cleanup, you know, loose ends, miscellaneous sites, but

1 RAP 5 would be the last RAP where we have major remedial
2 actions being proposed, and as you can see by the list
3 of sites in that RAP, there's some heavy hitter sites
4 there.

5 And we have -- our consultant is CDM, a
6 new consultant.

7 Commissary PX, okay. So that's the kind
8 end of the CERCLA. Now we have petroleum. Commissary
9 PX, we've received comments from the Park Service,
10 Regional Board and the RAB. But we're working on a
11 response to comments, and just as you guys talked about
12 before, we'll be definitely taking your comment -- the
13 RAB's comment letter extremely seriously and we'll -- I
14 want to meet with Jim about it and we'll, you know, let
15 you know how that turns out when the final cap comes
16 out.

17 Building -- 1065, I have another meeting
18 with Jim tomorrow on that project. As you know, our
19 Phase II interim action -- we finished Phase I interim
20 action, but the Phase II is now stuck because of our
21 water recycling plant project is stuck and it's not
22 moving forward as -- as it was originally scheduled, so
23 that's causing a problem with our cleanup underneath the
24 building at that particular -- building 1063, so I want
25 to talk with Jim and Jim's boss about how -- what the

1 trust is recommending on how to proceed at 1065.

2 Any questions on that?

3 207/231, we did a big investigation. The
4 Park Service commented. We need to fix it and it should
5 be going to the Regional Board pretty soon. There
6 wasn't a whole bunch of comments from the Park Service
7 on that.

8 1349, corrective action plan is underway.
9 We're exchanging consultants on that particular site,
10 also. In fact, Treadwell & Rollo sent their deliverable
11 over and we're transferring it to our new consultant on
12 that project, also.

13 MR. BERMAN: Is that CDM, also?

14 MR. COOPER: No. At 1349, our new
15 consultant is going to be BBL. It's a consulting firm.
16 They're based out of Petaluma, and they've actually --
17 we used some staff from BBL to do some eco risk
18 assessment analysis and they helped us put together
19 those cleanup levels for the freshwater zone, the diesel
20 and fuel oil, so they have some staff that's a little
21 familiar with the Presidio and we were just impressed
22 with their work in the past, and so they're going to
23 take over the 1349 site, and commissary PX, by the way,
24 as soon as the cap goes out, that project, we're doing a
25 change of consultants on that one, as well, and our new

1 consultant on that is a firm called GeoMatrix.

2 So both of those firms, BBL and GeoMatrix
3 are kind of in the learning curve right now, they're
4 learning about the sites, but they'll be fully -- our
5 full consultants on those sites very shortly.

6 And CDM has RAP 5.

7 This is an old slide. I will please
8 apologize. There's a couple of slides that I think were
9 in last month's presentation, and this is one of them.
10 This is what BBL helped on, by the way, that I just
11 talked about, but this is done.

12 Cleanup levels. And this is an old slide,
13 also. Our contingency plan for petroleum sites is done,
14 and we actually -- I think I did an e-mail notification
15 about a contingency site. We actually found, just
16 before the contingency plan was finalized and and now
17 we're following contingency plan rules, it's a pipe in
18 the 1065 study area on Birmingham Street. We're going
19 to pull it out shortly.

20 Graded area 9, our CERCLA site that is
21 slated for no further action is now covered with 40,000
22 cubic yards of dune sand, so we're getting that site
23 ready for, you know, swift and rainy season.

24 That's a recent picture of graded area 9
25 and the sand pale. Yes.

1 FACILITATOR KERN: I sort of ventured to
2 the top of the pile. There's some really great views
3 from the top of the pile.

4 MR. COOPER: Can you see the ocean?

5 FACILITATOR KERN: Oh, bigtime. There's
6 really expansive views from the top of the sand pile.

7 MR. COOPER: We definitely after, you
8 know -- I think just as a side note, we want to improve
9 site security here. Not for Doug, but -- believe it or
10 not, a pickup truck pulled up and stole some sand from
11 us.

12 MS. MONAGHAN: No kidding.

13 MR. COOPER: A pickup truck pulled up and
14 they took a whole bunch of sand and pulled away.
15 Seriously. We had a gate there. Now that the trucks
16 are done.

17 In fact, we're going to put some big logs
18 and kind of block access from these kind of activities.

19 MS. SEGAL: This is the Golden Gate Park
20 sand?

21 MR. COOPER: Yes.

22 MS. TRIGIANI: Isn't that federal sand,
23 federal property?

24 MR. COOPER: Stealing from the Federal
25 Government.

1 FACILITATOR KERN: Natural resources.

2 MR. COOPER: So this is -- I don't even
3 want to talk about this. Thank you.

4 Nothing new here. Lead based paint
5 program. We're just moving forward. Got a planning
6 schedule and enforceable schedule.

7 This is an old slide, also, where I say
8 today, which is today, but didn't I hand out the summary
9 last month, that table that I -- the one-page thing that
10 I presented to the board of -- the the trust board of
11 directors? Yeah. So my apologies. This is -- this is
12 dated -- I forgot to delete this slide.

13 Recently released documents. That's --
14 everything should be on the Web lib -- no. Most
15 things -- some things are on the Web library except for
16 RAP 3 and the fillsite 6A restoration plan I don't
17 think's on the Web.

18 MR. FREY: I think it is.

19 MR. COOPER: It is.

20 MR. FREY: I think so.

21 MR. COOPER: I'm still working on a whole
22 bunch of documents, and that's what we foresee in the
23 near-term coming up, and that is it.

24 MS. SEGAL: Craig, can I just ask a
25 question? You talk about getting new consultants and

1 changing consultants.

2 Is it --

3 MR. COOPER: Yes.

4 MS. SEGAL: -- the deliverables have been
5 received or there's a new RFP or -- because you rattled
6 off several different consultants that you're now -- you
7 said new consultants.

8 MR. COOPER: Mm-hmm.

9 MS. SEGAL: Is it in the middle of an
10 existing contract and you get rid of one and. People
11 change and form their own companies? How does this all
12 work?

13 MR. COOPER: It's in the middle of a task
14 order, and we're -- we just found -- I have directed
15 them -- it said that right after you finish the
16 deliverable on 6, that's it. You will not -- you're not
17 allowed to incur any additional costs after that point.

18 MS. SEGAL: Because they're not meeting
19 the standard of excellence? Do you have to issue a
20 whole RFP?

21 MR. COOPER: Yes. We went through
22 actually a very elaborate process. We actually sent
23 out -- request proposal, went out to bid. Opposite, and
24 I wanted a larger universe of consultants. I felt like
25 our universe of consultants, the ones that we liked had

1 shrunk down too much, and the ones at that little
2 universe was getting a little too comfortable and that
3 if I said, "Look, if you don't get this right, I'm going
4 to" -- they knew that it was going to be a big hassle
5 for me to dump them and go to someone else, but now that
6 I've got some new ones on board with some new task
7 orders, I think it keeps everyone on board a little bit
8 better.

9 MS. SEGAL: Doesn't GSA maintain a list
10 of contractor consultants who are sometimes easier to
11 reach?

12 MR. COOPER: That's how we did this. We
13 used the GSA process.

14 MS. SEGAL: Okay. Thanks.

15 MR. COOPER: They're eventually going to
16 be converted into trust, indefinite quantity, you know,
17 contracts, but we're using the GSA process.

18 MS. SEGAL: Thank you.

19 FACILITATOR KERN: All right.

20 MR. COOPER: Okay.

21 MR. BERMAN: Could you just make a
22 comment on this -- the asbestos site wide report?

23 MR. COOPER: Mm-hmm. Just a reminder on
24 what the scope of that was?

25 MR. BERMAN: Yes.

1 MR. COOPER: Some of our remediation
2 sites --

3 MR. BERMAN: Is it all confined to
4 buildings?

5 MR. COOPER: No. This is for remediation
6 sites where we're going to do clean closure where we
7 have serpentine underlying the waste --

8 MR. BERMAN: Okay.

9 MR. COOPER: -- so we just wanted to plan
10 and make sure for the soil that we expose is serpentine
11 soil, and that serpentine soils are not exposed to other
12 portions of the Presidio just to make sure we're not
13 exposing restoration workers or anyone else who might be
14 visiting these serpentine soils to risks.

15 MR. BERMAN: But are you going to review
16 in there the naturally occurring asbestos?

17 MR. COOPER: That is what the project's
18 about. It's naturally occurring asbestos in serpentine
19 soils, yeah. We did it -- remember at fillsite 5 --

20 MR. FREY: Yeah.

21 MR. COOPER: -- we did a serpentine soil
22 study to make sure that the serpentine soil that we
23 unearthed there, that the asbestos was not -- did not --
24 that the asbestos in the soils did not pose a risk to
25 the restoration workers, and we're going to do that at

1 the other sites in advance, because if there's, you
2 know, report calls that need to get put in place to
3 protect the restoration workers or park visitors, we
4 want to get those in place in advance, think it all
5 through in advance.

6 MR. BERMAN: So if the asbestos is
7 naturally occurring, this is -- there's a possibility of
8 a release during the construction activity.

9 Is that a concern?

10 MR. COOPER: While we're digging? There
11 is actually an ARAR, remember ARAR? There's actually an
12 ARAR with respect to digging in serpentine soils that is
13 an ARAR at our remediation sites, what types of
14 monitoring -- Brian, do you want to --

15 MR. ULLENSVANG: The main targeting of
16 sampling is not the construction worker doing the
17 cleanup, but the restoration worker -- the natural
18 resources person following the cleanup --

19 MR. COOPER: Right.

20 MR. ULLENSVANG: -- who will be exposed
21 to -- potentially exposed to the newly surfaced
22 serpentine soil.

23 MR. BERMAN: Yes, but, I mean, is it
24 possible that the action of the remediation would
25 release asbestos in the form that would make it more --

1 potentially more -- more dangerous for the worker? I
2 mean, that's what I --

3 MR. ULLENSVANG: There's a potential for
4 worker exposure.

5 MR. BERMAN: As a result of the
6 remediation process itself.

7 MR. ULLENSVANG: The digging --

8 MR. BERMAN: Yes.

9 MR. ULLENSVANG: -- in the fill could,
10 you know, release airborne particles, and so what the
11 trust requires of their contractors, and I believe it's
12 required under state or federal law, is that there's a
13 worker health and safety plan prepared for those
14 remediation workers to make sure that a risk of exposure
15 would be below their appropriate levels.

16 MR. BERMAN: So does that mean that
17 you'll have continuous monitoring in the serpentine
18 areas?

19 MR. ULLENSVANG: You know, I don't really
20 know what the details of the trust plans are in that
21 regard, but if it would be something required based on
22 the testing results, then it would be, and in this
23 case -- in many cases, the airborne particles that's
24 been detected have been pretty low, and so it would be
25 up to the individual contractor to make their health and

1 safety assessment for their workers.

2 MR. BERMAN: No, but -- but -- that's one
3 stage, but for the restoration people, those are
4 generally Presidio staff; right?

5 MR. ULLENSVANG: They're either Presidio
6 staff, Park Service staff or volunteers.

7 MR. BERMAN: Right, and so who would be
8 responsible for the continuous monitoring in that case?

9 MR. ULLENSVANG: It -- continuous
10 monitoring would probably not be required based on the
11 results that will be in this report.

12 MR. BERMAN: Oh, okay.

13 MR. ULLENSVANG: And so depending on
14 where -- where the project is, either the trust or the
15 Park Service will develop procedures.

16 For example, we're developing procedures
17 for working with volunteers and staff in restoration
18 sites in area A, which will make sure that we're
19 following any sort of appropriate measures to protect
20 the volunteers and workers, that they're informed of
21 what the situation is, things like that.

22 MR. BERMAN: But the main -- the main
23 point here is that the expected exposures to asbestos is
24 low enough so that you don't need to continue --

25 MR. ULLENSVANG: The part that this will

1 be with it -- the trust consultant went out wearing
2 respiratory protection, so that individual workers
3 wouldn't be harmed, but this respiratory work as a test
4 and they were monitored with breathing filters so that
5 they could then measure what their actual exposures
6 would have been if they weren't wearing respiratory
7 protection, and then compare that to what the health
8 requirements are from OSHA for exposures, and all the
9 tests were below what OSHA says is a permissible
10 exposure.

11 So that's -- based on that, it
12 demonstrated restoration workers could work there below
13 the occupational standards.

14 MR. BOGGS: I think it's a precaution --
15 just for the good points that you bring up, it's
16 actually concerning throughout the state, particularly
17 in the foothills where they're doing construction, just
18 development for housing and schools, in serpentinite
19 soils, it's become a big concern throughout the state.

20 After this report, we should be able to
21 identify which sites we will be dealing with
22 serpentinite soils, and it would probably be a good idea
23 to add asbestos to the confirmation sampling, so when we
24 select samples to make sure that our contamination is
25 cleaned up, we'll also check those surface samples for

1 asbestos to see what residual would be left there, and
2 when they do those, they define what's a respirable
3 fraction, whether it's actually a type of asbestos that
4 you can inhale and can't be affected.

5 There's many types of asbestos and it's in
6 many different forms and only certain types are actually
7 hazardous, and so I think as the concerns you bring up
8 are good concerns and I think that might be one way that
9 we can look at even reducing those risks further is just
10 including that in our confirmation sampling.

11 FACILITATOR KERN: Thank you, Craig for
12 all those presentations, answering all the questions.

13 Anything else for Craig on that?

14 Bob and Jim, any updates?

15 MR. BOGGS: Nothing to add at this point.

16 MR. PONTON: No.

17 FACILITATOR KERN: Very good. Thank you.

18 Any new business? Jan.

19 MS. BLUM: I'd like to request that in
20 the next committee meeting that we review the financial
21 letter that we began so many months ago and see if
22 that's pertinent to what Craig's office is doing now.

23 FACILITATOR KERN: Okay. Anything else?

24 Remedial --

25 MR. BERMAN: If you want -- okay. You're

1 talking about just in this same relation, it will be
2 nice if Alan and -- since you're going to do an
3 extensive review of 4 and 5 --

4 MR. COOPER: Mm-hmm.

5 MR. BERMAN: -- whether we can get the
6 cost side of that, too reviewed.

7 MR. COOPER: Right. Yeah. That's what
8 we're doing. I don't know what Jan -- Jan, you were
9 asking that letter that was sent by Mark last year.

10 FACILITATOR KERN: No. This is a
11 separate letter that the RAB put together sometime ago
12 to kind of help move the -- ask a bunch of questions
13 about financial process that we never sent.

14 MR. COOPER: Ah.

15 FACILITATOR KERN: And so it's been
16 lurking out there and we're going to review it and see
17 what's still pertinent and see if we still want to fire
18 that off.

19 MR. COOPER: Okay.

20 FACILITATOR KERN: Very good. Action
21 items. I mentioned the fillsite 6A dumping issue.

22 MR. COOPER: Mm-hmm.

23 FACILITATOR KERN: I know the mention of
24 the release of landfill E feasibility study to the Park
25 Service.

1 Do you have an estimate of when that could
2 come back to us?

3 MR. COOPER: It depends on, you know, the
4 number of comments. It's really hard to say. We are in
5 early October, mid October. You know, my goal would be,
6 you know, before the end of this calendar year, before
7 the end of December. But it all kind of depends on how
8 quickly the comment resolution process with the Park
9 Service turns out.

10 FACILITATOR KERN: Good.

11 MR. COOPER: And again, our goal was to
12 try to time that with Allison Stone's comments on
13 Tennessee Hollow EA, and I think that her -- her
14 schedule's slipping a little bit to December, as well,
15 so there you go. It might turn out just right.

16 FACILITATOR KERN: There's been a -- I
17 don't know if you want to make some other kind of formal
18 proposal or if you were doing that, but adding the
19 firing ranges to RAP 4.

20 MR. COOPER: Yeah. I need to -- Bob,
21 should I write you a letter about that?

22 MR. BOGGS: I think we should, because
23 the firing ranges are in the MOA, they're listed as a
24 separate operable unit.

25 MR. COOPER: Exactly.

1 MR. BOGGS: And so just to be consistent
2 with that, you should probably formalize it.

3 FACILITATOR KERN: We have sort of out
4 there a RAP 4 presentation still to come at some point
5 when the landfill 8/10 issues are resolved.

6 MR. COOPER: Correct.

7 FACILITATOR KERN: I noted just from the
8 brief bit on the slide with the Army archive search
9 report that we stipulated over quickly, but the RAB may
10 want to begin thinking about a strategy in case your
11 letter -- which I think you guys have to follow through
12 with that letter and do whatever, but in case that
13 doesn't work, that we should have our strategy ready.

14 MR. COOPER: Yeah. I -- I have a
15 strategy up and beyond that letter, too.

16 FACILITATOR KERN: Okay.

17 MR. COOPER: I'll try to put some
18 pressure on the Army, and I should probably talk to my
19 public affairs person before I talk about it. Nothing
20 all that shocking about maybe going a little political.

21 FACILITATOR KERN: Okay. Well, that's
22 good to know because we would want to coordinate any of
23 that.

24 MR. BERMAN: Are there costs to the trust
25 being incurred right now because of the failure of the

1 Army to respond?

2 MR. COOPER: We feel, yes, not only are
3 we in charge of maintaining this -- you know, if it
4 wasn't for those bottles and the designation of this
5 site now being the chemical warfare site or whatever --
6 I hate to use that, because it it's not all that
7 dramatic, but the restoration of the site would be done,
8 and it's really frustrating for us. Inspiration Point,
9 that whole area is a big restoration project, and this
10 year, Terry Thomas was going to unveil -- look at this
11 completed restoration project.

12 Now she's got 75 percent of it done and
13 this 25 percent in a fence that's nothing but a big weed
14 patch that we have to main -- do erosion controls on and
15 pull weeds -- all the weeds are now coming up through
16 the landscape fabric that we put down.

17 It looks horrible and we have to maintain
18 the erosion there on an ongoing, you know -- erosion
19 controls there, and it -- her whole, you know -- it's --
20 she doesn't know how to schedule the rest of her
21 restoration now --

22 MR. BERMAN: So --

23 MR. COOPER: The whole thing's in limbo
24 because of discovery of this site.

25 MR. BERMAN: There are costs being

1 incurred because of the result of the failure of the
2 Army to respond?

3 MR. COOPER: Yes.

4 MR. BERMAN: Have they been informed of
5 that?

6 MR. COOPER: Yes.

7 MR. BERMAN: So --

8 MR. COOPER: That's what my letter -- I'm
9 going to re-inform them and give them an update. It's
10 not a lot of money, but to send some people out there
11 and fix the landscape fabric and tidy things up a little
12 bit, but I'm just going to remind them of that.

13 That's not going to move them, though. I
14 think something more forceful is.

15 FACILITATOR KERN: Maybe that's what all
16 the -- I won't go there.

17 MR. COOPER: But I have invited Bruce
18 Handel to come to the Presidio with me. I want to take
19 him -- because it's not only this site. I want to take
20 him to Baker Beach 2A and all of the potential --
21 unknown contamination sites that we have going on here,
22 yeah.

23 FACILITATOR KERN: All right. So that's
24 something for us to confer with you on.

25 MR. COOPER: Yes.

1 FACILITATOR KERN: I have for the next
2 committee meeting agenda potentially a -- maybe a
3 fifteen, twenty minute structured brainstorming session
4 on Mountain Lake enhancement. I don't want to just kind
5 of go on and on and on, but I'd like to generate a lot
6 of ideas and --

7 MR. YOUNGKIN: Take notes.

8 FACILITATOR KERN: Something like that.

9 MR. COOPER: Do you want it at the next
10 committee meeting?

11 FACILITATOR KERN: Just to get that
12 process going.

13 MR. COOPER: I'm just thinking of a
14 visual aid that would help facilitate that, a site help
15 map that shows highway.

16 MS. SEGAL: Location of the golfcourse,
17 too.

18 MS. BLUM: I wonder if we could invite
19 the site manager, Brian -- to think about this in
20 advance, maybe invite him as a special guest, the guy
21 that's been working on that project, Hilda Beitel, see
22 if he has any ideas.

23 He may have some really good ideas that we
24 could use. He should know in advance what the topic is
25 so he can think about it.

1 FACILITATOR KERN: Is there someone
2 within the trust that could invite --

3 MR. FREY: That should probably be me.

4 FACILITATOR KERN: Mark. That would be
5 at our next committee meeting.

6 Is that something you feel comfortable
7 with? Cool.

8 MR. COOPER: Yeah. It's fine with me.

9 FACILITATOR KERN: Yes.

10 MS. SEGAL: Also for the committee
11 meeting, Craig's asked for comments on the preliminary
12 Draft RAP 3.

13 MR. COOPER: Right. By December.

14 MS. SEGAL: So we could figure out some
15 way of how we might do that.

16 FACILITATOR KERN: I've got that down.

17 MS. SEGAL: Did I miss that?

18 FACILITATOR KERN: That's right.

19 Starting next -- at this committee meeting -- I think
20 that's a good idea -- is to begin to formulate our
21 comments in some way by perhaps discussing a few of the
22 sites. Lobos Creek comes to mind.

23 We did look up that one building where the
24 land use controls were going to be put in place, and it
25 looks like there's a savings of like \$300,000 by not

1 digging up the sort of fringe contamination.

2 What's interesting about that is it kind
3 of relates to the commissary.

4 MS. SEGAL: Well, yeah.

5 FACILITATOR KERN: It's the same issue
6 there.

7 MS. SEGAL: Maybe divide it up -- I don't
8 know. Figure out how we want to do it.

9 FACILITATOR KERN: Figure that out at the
10 meeting. So we've got the Mountain Lake RAP 3 sites,
11 review the financial letter that Jan mentioned, and in
12 addition to that, I think Craig, you said we might have
13 Alan there to present a couple more sites.

14 MR. COOPER: Um. Details, yeah.

15 FACILITATOR KERN: Right.

16 MR. COOPER: Breakdown in costs.

17 FACILITATOR KERN: So there's quite a bit
18 on the agenda for next time.

19 Any other action items, agenda items,
20 comments for the good of the order?

21 All right. Very well, then. Thanks to
22 everyone for participating, coming out tonight. Without
23 objection, the meeting adjourned.

24 (The meeting adjourned at 9:38 PM).

25 ---o0o---

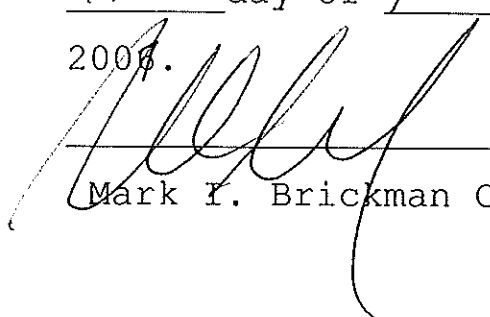
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3
4 I, the undersigned, hereby certify that the
5 discussion in the foregoing meeting was taken at the
6 time and place therein stated; that the foregoing is a
7 full, true and complete record of said matter.

8 I further certify that I am not of counsel or
9 attorney for either or any of the parties in the
10 foregoing meeting and caption named, or in any way
11 interested in the outcome of the cause named in said
12 action.

13
14 IN WITNESS WHEREOF, I have
15 hereunto set my hand this
16 13th day of March,
17 2004.

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19 
20 Mark F. Brickman CSR 5527
21
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23
24
25

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PRESIDIO RESTORATION ADVISORY BOARD MEETING

REPORTER'S TRANSCRIPT OF PROCEEDINGS

TUESDAY, NOVEMBER 9, 2004

OFFICER'S CLUB, BUILDING 50

PRESIDIO, SAN FRANCISCO, CALIFORNIA

Reported by: MARK I. BRICKMAN, CSR, RPR

License No. 5527

ATTENDEES

RAB Members:

Doug Kern, Facilitator (Not present)

Craig Cooper

Brian Ullensvang (Not present)

Mark Youngkin

Bob Boggs

Peter O'Hara

Jim Ponton

Sara Segal

Julian Hultgrem

Sam Berman

John Budroe

Gloria Yaros

Michelle Passero

Jan Blum

Mary Trigiani

David Sutter

Doug Luikart

George Dies

Karen Cleek

Edward Callanan

Tony DiStefano

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BE IT REMEMBERED that, pursuant to Notice of the Meeting, and on November 9, 2004, at 7:09 PM at the Officer's Club, Building 50, Presidio of San Francisco, California, before me, MARK I. BRICKMAN, CSR No. 5527, State of California, there commenced a RAB meeting under the provisions of the Presidio Trust.

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AGENDA

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4) Committee Business and Reports:	6
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1 MR. YOUNGKIN: Good evening. Welcome to
2 the regularly scheduled monthly meeting for the
3 Restoration Advisory Board to the Presidio San
4 Francisco.

5 Our trustee, Facilitator Doug Kern is out
6 of town tonight. He's in Denver giving a talk to the
7 Geological Society of America. I believe the topic is
8 science in national parks as an educational tool. It's
9 actually a section -- a technical section of the
10 Geological Society of America Conference going on this
11 week.

12 So I'll be acting as facilitator and doing
13 my best Doug Kernimitation tonight.

14 Welcome, everyone. And has everyone got a
15 copy of the agenda? It's pretty basic tonight. A lot
16 of people are out of town.

17 Is there any discussion of the agenda?
18 Any items to be discussed, any new additions?

19 MR. BERMAN: I was wondering if you could
20 give us an update on the FOIAs.

21 MR. YOUNGKIN: On the FOIAs, sure.

22 Any other comments on the agenda?

23 MS. BLUM: I read briefly through the
24 draft RAB 3 and I wondered at what point any discussion
25 may be coming up or is that for the committee?

1 MR. YOUNGKIN: Is there something new?

2 MR. COOPER: I have one slide on it. I
3 also -- just for people who have don't have it, I
4 brought the RAP on CD. It's on the Website. Let's save
5 it for then.

6 MR. YOUNGKIN: Okay. Okay. Any more
7 discussion on the agenda?

8 MR. DiSTEFANO: Under introduction, I'd
9 like to introduce Fila and Krista. They're with the
10 Department of Interior, the regional office over in
11 Oakland and they're really interested in some of the
12 formerly used defense sites and draft properties.

13 MR. YOUNGKIN: Welcome. I hope you find
14 it interesting.

15 Moving on, announcements and old business.

16 Any announcements?

17 MS. PASSERO: Just following up on
18 Mountain Lake, I did have a phone exchange with Johanna
19 Walden in our DC office here in San Francisco, and
20 they're in the middle of their annual retreat, but she's
21 going to get us in touch with Dale Foyer, who's the
22 person who's been in charge of the case down in Southern
23 California with regard to Caltrans storm water runoff
24 issues, and so --

25 MR. YOUNGKIN: Good.

1 MS. PASSERO: -- that's what's happening.

2 MR. YOUNGKIN: Thank you.

3 So you'll follow up on that?

4 MS. BLUM: On general business, an
5 announcement that the Trust deadline for letters
6 concerning the draft SEIS for Public Health Service
7 Hospital are due on the 12th of this month, and everyone
8 is of course encouraged to get their ideas in to the
9 Trust.

10 MR. YOUNGKIN: And that's an extended
11 deadline; right?

12 MS. BLUM: Yes.

13 MR. YOUNGKIN: Is there a new document
14 out or is it --

15 MS. BLUM: Yes. It's a third document.

16 MR. YOUNGKIN: Third.

17 COMMISSIONER FRY: Supplemental EIS.

18 MS. BLUM: It has extensive comments on
19 traffic, primarily, yeah. Mostly about traffic, don't
20 you think? Mm-hmm.

21 MR. YOUNGKIN: Thank you.

22 Any more announcements an old business?

23 Seeing none, moving on. Committee
24 business and reports.

25 We had our regular planning committee

1 meeting on Tuesday, October 26th. We started off the
2 evening with a discussion of the Mountain Lake Tea Grant
3 sort of brainstorming session.

4 We had two guests, Terry Thomas and Brian
5 Ullensvang from Nature Resources, and we had a pretty
6 long discussion about various aspects of the Mountain
7 Lake Tea Grant and the various strategies for
8 approaching the remedial design of the storm water
9 program problem there.

10 It was more of a brainstorming session, so
11 I don't think we came up with anything formal at that
12 point. There's going to be some more meetings coming up
13 and just more of a brain storage session.

14 Then we moved on and Alan Anchetta of the
15 Presidio Trust gave us a presentation on the detailed
16 cost breakdown of selective projects at the Presidio.

17 So he gave us a handout showing some of
18 the breakdown of costs on three selected projects, which
19 were landfill 5, landfill site 5, landfill 4 and Baker
20 Beach 3, which is just finishing now.

21 So as a follow-up, Alan will have a date
22 for producing the cost breakdown, some of Dave Sutter's
23 suggestion of the upcoming meeting or thereafter.

24 MR. COOPER: Okay.

25 MR. YOUNGKIN: So that was an interesting

1 discussion. And we ended up with some discussion of the
2 RAB 3 document and how to go about coming up with a
3 comment letter on -- Doug Kern had some thoughts about
4 Lois Creek.

5 He was going to write up a draft letter, I
6 believe, and start us off on some comments on the RAP 3.

7 And our next monthly planning committee
8 meetings is the fourth Tuesday of the month, which would
9 be November 23rd. Hope to see you all there.

10 Any other discussion on the committee
11 meeting or questions, comments?

12 MR. BERMAN: I wasn't there, but I was
13 wondering. Did -- did Dave feel that the breakdown that
14 was provided by Alan was sufficiently itemized, so to
15 speak?

16 MR. YOUNGKIN: Dave was pretty happy with
17 what had been done. We were all pretty happy with it.
18 It was -- something we've never seen before, just the
19 cost breakdown.

20 Dave was wanting to go ahead and put the
21 costs into the format that he had worked up several
22 months ago.

23 In other words, it wasn't in the formal
24 style that the RAB came up with, and so if it it turns
25 out that Alan's not ready to do that yet -- well, he's

1 working on it.

2 There has to be some changes made to
3 Oracle to finish that, so he's going to report back to
4 us in a month or two on the status of putting it in that
5 format.

6 Does that sound right? Is that pretty
7 good, Craig?

8 MR. COOPER: I wasn't at the committee
9 meeting myself.

10 MR. YOUNGKIN: That's right.

11 MR. COOPER: But I have talked to Alan
12 about it, and there's a slide about budget and costs.
13 We can talk about that, yeah.

14 MR. YOUNGKIN: And so Dave was pretty
15 happy with the progress that was being made is what I
16 remember.

17 MR. BERMAN: The question -- the question
18 that was lingering from the previous committee meeting
19 was the ability to break it down so that you could
20 really see the detail expenses.

21 So, for example, was the breakdown
22 according to -- were individual staff members of the
23 Trust broken down in terms of their -- their costs for
24 the various projects?

25 MR. YOUNGKIN: No. That's -- they're

1 working on that.

2 MR. BERMAN: Okay.

3 MR. YOUNGKIN: The idea, what we had set
4 up for the formal for the report was to use it as a
5 trust, you know, cost tracking vehicle, in other words,
6 so they could see and kind of see the costs, and that's
7 where Alan has to go to the staff of the Trust to get
8 the Oracle program updated to do that. So he's working
9 on that now.

10 MR. COOPER: So that's what was missing
11 with the report was the labor costs?

12 MR. YOUNGKIN: No, not so much
13 specifically that. It was just that Alan --

14 MR. COOPER: I thought we were
15 inputting -- I know we're inputting labor costs now,
16 citing project specifically.

17 MR. YOUNGKIN: He didn't really have it
18 broken out by people or --

19 MR. COOPER: Okay.

20 MS. TRIGIANI: Mark? Dave did raise the
21 concern for a question about tracking costs on current
22 projects, and Alan made the point that it's difficult to
23 do because of the way the past ones have been done.

24 A lot of things had been captured that can
25 now be dissected. There isn't any one depository, which

1 was why Alan was brought on, which is to capture
2 everything and --

3 MR. COOPER: And reallocate those costs
4 specifically.

5 Alan told me -- if you want to finish the
6 conversation, so one thing Dave asked for. So Alan
7 showed actual costs for project phase. We brought pre-
8 remediation, remediation and post-remediation and
9 revegetation as kind of project phases that we showed
10 rolled up costs for and there's all the invoices that
11 are associated with each of those costs, and Dave wants
12 budgets for each project phase.

13 So we have -- I showed you, you know -- we
14 have budgets for the entire project, but now Dave wants
15 a budget for just the pre-remediation phase of fillsite
16 6A, and the budget for the remediation phase for
17 fillsite 6A and a budget for post remediation phase of
18 fillsite 6A.

19 So he wants individual budgets for each
20 project phase for each project.

21 So -- yeah. So that's what we're going to
22 present, at least for fillsite 6A. That's going to be a
23 lot more work.

24 I mean, we could definitely do it for
25 our -- the Trust internal processing, but I think Dave

1 asked, just so you know, for the Trust internal cost
2 estimate and the 1998 cost estimate, which we also have
3 budgets for for each project, but to break that up into
4 project phases, it's going to be harder.

5 EKI -- we created those budget phases in
6 2004, so there'll be some guesswork work if we start
7 dissecting the EKI project budgets into the particular
8 project phases.

9 So I'm going to recommend that we work on
10 our -- the trust budgets first and break them up into
11 budgets per phase and then we can talk to Dave. I don't
12 know. Maybe Dave will show up later and we can talk to
13 him about the EKI budget.

14 MR. YOUNGKIN: As far as the upcoming
15 project at fillsite 6, which is going to start, say, in
16 the spring or the wintertime, Alan said there was no
17 problem with making the Oracle changes and getting the
18 program to print out costs, you know, so he can track
19 costs on our ongoing basis, I believe.

20 MR. COOPER: Oh, yeah.

21 MS. TRIGIANI: For projects that are
22 starting, it's going to be very easy.

23 MR. YOUNGKIN: Once the Oracle program
24 gets updated.

25 MR. COOPER: It's the old costs --

1 MS. TRIGIANI: Right.

2 MR. COOPER: -- that I think you were
3 talking about, Mary, right.

4 MR. COOPER: And Alan is going back and
5 sorting out all those old costs, too, but it's slow-go.

6 MS. TRIGIANI: Again, I don't want to
7 speak for Dave, but the way that I heard what he was
8 saying, he just wants to see these progress costs across
9 the board, internal costs, external costs, what did it
10 cost to do something and what got expended out of the
11 available money, as well as what's going forward.

12 MR. COOPER: Right.

13 MS. TRIGIANI: And I think we all
14 understand how difficult that is to do given the way
15 stuff --

16 MR. COOPER: We're going to start doing
17 that, and I think the other thing that Dave said,
18 putting all the past costs for every project, start
19 showing budgets, and then start using it as a management
20 tool, like, you know --

21 MS. TRIGIANI: Exactly.

22 MR. COOPER: -- if we start going over
23 budget on a particular project phase, figure out why and
24 what are you going to do about it.

25 Now, that will be interesting.

1 MS. TRIGIANI: Yeah.

2 MR. COOPER: We're going to start
3 changing remedies, you know, and things like that.

4 So -- but I think that's ultimately what
5 the purposes -- one of the purposes is to be tracking
6 costs and the other one is to use it as a management
7 tool to actually start making adjustments to our program
8 so we can stay on budget.

9 MS. TRIGIANI: Craig, you're right. I
10 think that's Dave's biggest goal.

11 MR. YOUNGKIN: So we're going to start
12 that up on fillsite 6 if we can.

13 MS. TRIGIANI: Right.

14 MR. YOUNGKIN: That will be the first big
15 project that starts up -- coming up.

16 MR. COOPER: But as far as that goes,
17 fillsite 6 is slated for clean closure. If we start
18 going over budget in the middle of doing clean closure,
19 we're not going to all of a sudden cap fillsite 6.
20 We're going to finish it. But check to see how that
21 compares to our budgets and are we going over or under
22 on our clean closure projects? And if we're going
23 dramatically over, then maybe it's time to --

24 MS. TRIGIANI: Exactly.

25 MR. COOPER: -- reassess clean closure.

1 Doug's not in the room, but I guess I can
2 say that.

3 MS. TRIGIANI: Or the way you're
4 budgeting, but at least know what you're budgeting and
5 maybe also get a -- a root -- do a root cause analysis
6 of why the budgets were under --

7 MR. COOPER: Right.

8 MS. TRIGIANI: -- for a clean closure and
9 maybe be able to forecast accurate costs.

10 MR. COOPER: Right. That would be one --
11 I guess it's -- what is it, is the budget under or is
12 the actual cost over? I think that's the --

13 MS. TRIGIANI: Channeling Doug.

14 MR. COOPER: Okay.

15 MR. YOUNGKIN: Any more discussion on the
16 committee meeting report?

17 Seeing none, moving on to reports and
18 discussions. And tonight we're basically just doing
19 project status update reports.

20 Craig Cooper of the Presidio Trust is
21 going to fill us in on what's going on in the Presidio.

22 MR. COOPER: This is just the plain out
23 vanilla presentation of a variety of projects. No
24 special presentation tonight, and so we'll just jump
25 into it.

1 I took a week off, you know. I missed the
2 RAB committee meeting, so we had a little bit of
3 catching up to do, but I think we're in pretty good
4 shape.

5 First up is landfill E. As you know,
6 we've hired CH2M Hill as our consultant to write a
7 separate feasibility study just for landfill E, and they
8 did that, and we sent that feasibility study to the Park
9 Service and the Park Service has now concurred on --
10 with some comments on the draft feasibility study. So
11 that's pretty exciting.

12 So we are now revising the feasibility
13 study to address all of the Park Service comments, but
14 Park Service basically said the feasibility study was
15 good enough. They don't need to see it again, you know.

16 We just want to make -- we got to make
17 sure that we address all their comments and then we can
18 mail it out to the -- Bob and Jim.

19 So that was our goal was to try to get --
20 as you know, to try to get that feasibility study out in
21 December, because the Tennessee Hollow environmental
22 assessment is coming out in December/January time frame.

23 So it looks like remediation is getting
24 that document out in time so you can look at both --
25 both things at the same time.

1 MR. BERMAN: Do you want to give us any
2 clues? Are there any surprises in there from what --
3 what we had discussed in the committee meeting?

4 MR. COOPER: No. Not in my opinion, and
5 again, remember this first draft feasibility study does
6 not have the recommended alternative in it. That's what
7 we -- that's the way we promised to do it.

8 I mean, if you read again like we talked
9 about before, if you read through it, you'll get a good
10 idea of the direction of the feasibility. Just when you
11 look at the nine criteria analysis, you'll see the
12 direction of the feasibility study, but it doesn't have
13 that section on recommended alternatives blank.

14 Okay. Another feasibility study in the
15 works is at landfills 8 and 10 over by the Public
16 Service Hospital, and we have been working with the Park
17 Service on this and getting the feasibility study in
18 shape that they're comfortable with, and so we -- it's
19 taken some time, and we had a big meeting on October
20 20th where we actually brought in all the natural
21 resource people to help kind of facilitate the meeting
22 and help kind of facilitate some roadblocks -- I don't
23 want to call them roadblocks. Some issues and to help
24 kind of reach some consensus on some issues on how the
25 feasibility study will handle certain natural resource

1 issues, and I think the meeting was really successful.

2 And so now we're working on editing --
3 making some changes to the feasibility study that's
4 acceptable to both parties, and so anyway, the
5 feasibility study in my opinion is now unstuck, and I
6 think we've -- Trust made a promise to the RAB that
7 before we actually issued it out, that we make a
8 presentation to the RAB on its general content.

9 So we think we'd be able to do that in
10 January/february RAB meeting time frame and the
11 feasibility itself will probably go out in, you know,
12 March or April.

13 So --

14 MS. CLEEK: What sort of natural
15 resources are the sticking points?

16 MR. COOPER: Well, there's a whole
17 variety of them. There is the issues related to impacts
18 during the construction of the -- oh, it related to
19 landfill 10 in particular.

20 MS. CLEEK: That's the one that goes down
21 to the creek; right?

22 MR. COOPER: Exactly. So there was
23 concerns about certain impacts to native plant
24 populations during the construction of the -- of the
25 landfill itself, and then if -- for the alternative

1 concerning a landfill cover, there's various ways to
2 construct that cover and enhance natural resources to
3 the extent possible the way certain slopes are built and
4 certain plants can be built on certain slopes, and maybe
5 a certain section of the landfill will get pulled away,
6 you know, tucked back, you know, from the creek,
7 perhaps, and so on.

8 So it was just basically iterations on how
9 to kind of mold, you know, the landfill itself before
10 the cover is built over the top of it, so --

11 Mountain Lake. Really nothing new, as you
12 know. Took some samples of the sediments back in early
13 October, and URS, our consultant is putting together a
14 data report on that.

15 On the Mountain Lakes grant, the
16 stormwater, what we -- the grant project with Caltrans.
17 We call that the TEA Grant. T stands for Transportation
18 Enhancement Activities, and we had our kickoff meeting
19 with Caltrans on October 7th.

20 I think I told you guys about that at the
21 October 7th RAB meeting, and the only thing new in the
22 section meeting tentatively scheduled for December 9th,
23 and the new thing that I'd like to tell you about is
24 that after thinking about this some more -- and I think
25 I told you that -- that the October 7th meeting kind of,

1 you know -- it didn't quite go in a linear fashion the
2 way I was hoping and the whole piping concept, Caltrans
3 is, you know, saying oh, I don't think that's a grant
4 eligible project, and so I've made the decision that we
5 need to call the question on this once and for all, and
6 the best way to do it is put it in writing.

7 So I'm putting together a project proposal
8 regarding stormwater management at Mountain Lake that --
9 that I'm going to submit to the Trust -- the Trust is
10 going to submit to Caltrans and we're going to put
11 together this project proposal in coordination with the
12 Park Service and the Park's Conservancy, and one aspect
13 of this project proposal will definitely be a hard pipe
14 of the stormwater along Highway 1 and sending it to
15 the -- you know, Lake Street to the City sewer system.

16 So it will just be -- it won't be, you
17 know, a technical -- it will just be more of the
18 conceptual level. That's what Caltrans said, but we
19 need to put together a project proposal that basically
20 states, you know, it's -- a one-pager, basically, and
21 that that project proposal then gets sent to a technical
22 team in Sacramento that I guess allegedly prepares it
23 against grant guidelines and decides yes, that's a grant
24 eligible project or not.

25 So I plan on putting together this project

1 proposal. This might be another aspect -- a second
2 project proposal. So it will be two projects in the
3 project proposal.

4 So I think -- I think we can actually --
5 you know, with \$650,000, I think we can just do more
6 than just the hard type pipe. So if there's money left
7 over, here's a second project proposal for what to do
8 with the balance of the money.

9 If there's money left over from the
10 Highway 1 project, here's what we propose to do with the
11 rest of the money, and it's associated with stormwater
12 management on the east arm of the lake.

13 There's a problem with -- what is that?
14 West Pacific, I think it's called, where there's a lot
15 of dog walkers and just impacts from dogs on that side
16 of stormwater contamination coming into the lake.

17 So that's our -- our second project that
18 will be written up in this project proposal.

19 So obviously we would share that with the
20 RAB. It's going to go through -- I can imagine a lot of
21 iterations, but at the same time, I want to get it in
22 front of Caltrans, and I'm thinking of maybe even having
23 Craig Middleton sign the cover letter that submits this;
24 not submit it to Dave Yam, but might submit it to
25 District 4 and really just say that "this is -- we

1 really thought through Highway 1 as much as we can.
2 We've thought of all these various, creative, innovative
3 aspects of what to do with the stormwater."

4 Just because of room restrictions along
5 the shoulder of Highway 1 and other restrictions with
6 respect to, you know, elevation and stuff, there's no
7 place to kind of dump that stormwater that really made
8 sense.

9 We can't put it on -- infiltrate it into
10 the bank of the highway. We don't want to destabilize
11 the road, and there's no good place, at least where
12 gravity can take it, because we don't want it to go into
13 the lake, obviously, and on the other side of the road,
14 there's a steep cliff and there's, you know -- there's
15 just -- we just could not think of it, and believe me,
16 we had meeting after meeting to try to think of ways to
17 try to divert that stormwater off that would avoid
18 having it go straight to the sewer system and we just --
19 we can't see a way.

20 So -- so we're going to put it in writing
21 that we think this is the best way to handle, you know,
22 the stormwater problem on Highway 1, and if Caltrans,
23 you know, sees otherwise and they, you know, veto the
24 Highway 1 concept, then, you know -- then we have it in
25 writing and there, it's done and we will have a fall

1 back -- I don't want to lose the money, either, and
2 we'll have plenty of fallback projects, you know, to use
3 the money on.

4 Yeah.

5 MR. O'HARA: What kind of support can you
6 get from Jim's organization on this? Is there any kind
7 of inter-agency support that would push this along?

8 MR. COOPER: I don't think -- Jim, you
9 can speak to that. I don't think the Regional Board has
10 a particular role.

11 Jim was essentially kind of getting us
12 together and getting the grant project off the ground,
13 but I think it's a Caltrans thing from this point on.

14 MR. PONTON: We have a whole stormwater
15 group, you know, at the Water Board that's broke into
16 regions, and we do do -- we do work with Caltrans as
17 well as other people and other industries in developing
18 ways of managing stormwater through detention and
19 retention, different ways of living groups, for example.
20 We do a lot of interesting things.

21 So I think probably the Water Board could
22 play a role in helping you with your proposal.

23 Just sitting here listening to this, I
24 question why -- is it Pacific street? Is that the
25 street?

1 MR. COOPER: West Pacific?

2 MR. PONTON: Why would that be packaged
3 with this? Is that a Caltrans issue or a City of San
4 Francisco issue?

5 MR. COOPER: It's a good question. It
6 got brought up at the October 7th meeting when we were
7 talking about the hard piping thing.

8 MR. PONTON: Right.

9 MR. COOPER: And Dave Yam was saying like
10 Highway 1, I don't think so. Is there any other ideas
11 that you have around Mountain Lake. Basically his
12 request to come up with another project.

13 MR. PONTON: Right. Yeah. That's one
14 thing that I think we can help with, you know, in
15 identifying whether or not that's within the scope of
16 his vision, and he may have been thinking more about
17 Caltrans right of ways Oracle trans-related projects. I
18 don't know. That sounds --

19 MR. COOPER: Yeah.

20 MR. PONTON: -- like more of a nuisance
21 condition than housekeeping.

22 MR. COOPER: It's on the other side of
23 the lake.

24 MR. PONTON: I think the Water Board can
25 help. The Water Board has a good relationship with

1 Caltrans in this region.

2 MR. COOPER: We'll certainly share what
3 we're doing and give you comments and you can help.

4 MR. PONTON: As I mentioned, once the
5 initial meeting was established and we got everyone
6 rolling, I kind of bailed out of the dance because
7 it's -- I have a lot of other work to do, obviously, and
8 also this is really --

9 MR. COOPER: Right.

10 MR. PONTON: -- a new a unique
11 opportunity for these two agencies or three agencies to
12 work together, but we'll definitely support it.

13 MS. TRIGIANI: Craig.

14 MR. COOPER: Yes.

15 MS. TRIGIANI: This goes back to the
16 committee meeting, so I don't know if this is a question
17 for Mark, but we spent a good hour and a half talking
18 about potential and creative solutions to this, and I'm
19 trying to understand why that syncs up with what you're
20 doing.

21 MR. COOPER: I talked to George and
22 George basically said after all that brain storage, you
23 kind of ended up in the same place where we've been
24 brainstorming internally at the Trust, too, that you
25 guys really didn't come up with a --

1 MS. TRIGIANI: My understanding was that
2 we were going to work off-line on it and then come back
3 into committee and -- and focus --

4 MR. COOPER: Okay. I mean --

5 MR. YOUNGKIN: That's kind of what we're
6 doing with this proposal.

7 MS. TRIGIANI: Okay.

8 MR. COOPER: If you guys can come up with
9 a -- you know, a more innovative, you know -- a non-
10 sewer discharge way that, you know, to deal with the
11 stormwater --

12 MR. YOUNGKIN: I think we're just trying
13 to make the sewer discharge innovative.

14 MR. COOPER: Believe me. I've been
15 trying to think -- you know note that I sent you, Mark,
16 about run along the shoulder of Highway 1, but kind of
17 fast.

18 Because you don't want too much
19 infiltration to go on, and then it goes into a pipe and
20 the sewer. A little bit of infiltration goes on.

21 What they're looking for is kind of an
22 infiltration-type strategy. Infiltration into the
23 shoulder of a highway.

24 MR. PONTON: I'm not an expert, but
25 that's not that -- that uncommon.

1 I think -- you know, I think there's a lot
2 of small rain events, small rain events that could
3 definitely be captured by an infiltration basin or some
4 type of passive system that allows the soils to act as
5 the -- the filter, natural filter of the system.

6 MR. COOPER: Right. Exactly.

7 MR. PONTON: And there are many times
8 when they have to design for big flows where it does go
9 into a pipe at that point because you don't want a lot
10 of standing water.

11 MR. COOPER: Right.

12 MR. PONTON: You don't want retention
13 basins to hold water because of mosquito issues.

14 Have you all calculated how much water
15 you're dealing with?

16 MR. COOPER: At this point, no, but I
17 think we're going to do that before the project
18 proposal.

19 Just so we've got -- you know, the
20 detailed calculations of this -- you know, because at
21 this point, it's just like a conceptual buy-in. I think
22 we'll do some kind of back-of-the-envelope calculations
23 on that.

24 MR. PONTON: I would recommend that.

25 MR. COOPER: Once we do that, it will go

1 to an engineering firm to do; not only on the watershed
2 flows, but also how to design -- if we get the rapid
3 infiltration kind of ditches along the shoulder, how
4 much is capable to infiltrate versus, you know, what
5 percentage really needs to go into the pipe.

6 MR. PONTON: Right. There are a lot of
7 designs. There's concrete baffles with water confluence
8 with series of these and they're lined with coconut
9 husks.

10 Basically each step is progressively
11 cleaner. It reaches a discharge where it's acceptable.
12 Depending where it's going to be discharged. There's a
13 lot of different things that they do and I think.

14 MR. COOPER: Right.

15 MR. PONTON: The groups that can help
16 you.

17 MR. COOPER: That's about the only thing.

18 MS. TRIGIANI: Way too much detail for me
19 right now. I'm still on this process question of us
20 spending an hour and a half talking about this at the
21 committee meeting and my -- and if I misunderstood,
22 somebody please correct me, but I thought that this was
23 still in play, and my perception contradicts of what he
24 apparently reported to you, which is that we are in
25 dialogue with you about ways to come up with ideas

1 about -- about a filtration -- whatever the system is to
2 address this problem.

3 MR. COOPER: Right.

4 MS. TRIGIANI: So I hear you saying that
5 you're preparing a project proposal and I'm going
6 where -- do they wrap into that and, you know, do we
7 have input into that proposal or is this something you
8 do and you shoot it right over to Caltrans without --

9 MR. COOPER: I would send you a draft,
10 yeah --

11 MS. TRIGIANI: Okay.

12 MR. COOPER: -- of the project proposal.

13 MS. TRIGIANI: Do you see where I'm
14 coming from? Maybe I'm disconnecting here, but my
15 understanding was we were coming back to you. I see
16 this slide and I see that it's moved on -- down the road
17 a piece and --

18 MR. COOPER: I haven't even put pen to
19 paper on the project proposal yet.

20 MS. TRIGIANI: Okay.

21 MR. COOPER: I do think that we need to
22 push it along.

23 MS. TRIGIANI: Got it. Is December 9th
24 when you would submit that proposal?

25 MR. COOPER: I doubt it. I doubt I would

1 get it done in time.

2 MS. TRIGIANI: So you're still meeting
3 with them?

4 MR. COOPER: I'll probably tell them "oh,
5 by the way, I'm putting together my project proposal.
6 Here are the two projects that I'm planning on
7 presenting to you," and they might try that -- I don't
8 know. Hopefully they'll just say, "Okay. Send it on
9 in" --

10 MS. TRIGIANI: Got it.

11 MR. COOPER: -- "and have the technical
12 team at Caltrans look at it," but this project proposal,
13 I -- it's going to take sometime to put it together.
14 But I do want to push it along.

15 MS. TRIGIANI: Not to over-bureaucratize,
16 but can we get dates from you?

17 MR. COOPER: Now, next RAB committee
18 meeting would be great, you know, because if we're going
19 to move this along in any -- you know, because we have
20 to move on to some other project, we need to --

21 MS. TRIGIANI: Got it.

22 MR. YOUNGKIN: Just put it as a topic for
23 the next committee meeting.

24 MS. TRIGIANI: That would be great.

25 MS. SEGAL: Can I just ask in terms of

1 the time frame? Because it did seem that the TEA
2 Grant -- the \$650,000 has been set aside specifically --

3 MR. COOPER: Right.

4 MS. SEGAL: Approved based on not a real
5 proposal.

6 MR. COOPER: The money's been allocated.
7 They have to have an acceptable project.

8 MS. SEGAL: I got it. Did -- do we have
9 a copy of like a paragraph or two that we gave to Cal
10 that made them approve the 650,000?

11 MR. COOPER: I passed that out before.

12 MS. SEGAL: That's what we're working
13 from.

14 MR. COOPER: It's very general.

15 MS. SEGAL: And we said that the -- the
16 money's been allocated, but, you know, it's there, but
17 the sooner the better to get it firmed up.

18 MR. COOPER: Yeah. Yeah.

19 MS. SEGAL: But they are giving us -- we
20 don't have a start date from them and there's no drop
21 dead date that --

22 MR. COOPER: When we might lose the
23 money, you mean?

24 MS. SEGAL: Since you put it that way.

25 MR. COOPER: My memory of the October 7th

1 meeting, we have a couple years, three, four years --

2 MS. SEGAL: Okay.

3 MR.COOPER: -- before we're in jeopardy.

4 MS. SEGAL: You did pass that.

5 Can we have a copy of the committee
6 meeting, just one copy?

7 MR. YOUNGKIN: Yes.

8 Michelle.

9 MS. PASSERO: I didn't print it up, but
10 when I was looking at the NRDC Website -- this might be
11 a good -- might be good reference together, but they had
12 done a report. It was a hundred case studies on
13 creative approaches to stormwater runoff from
14 communities across the United States, so I sent the site
15 to Doug.

16 I haven't taken a look at it, but maybe
17 there's something in there that, you know, might
18 provide --

19 MR. COOPER: Would you send it to me and
20 I might distribute it to other folks?

21 MS. PASSERO: Yeah, sure. It's pretty
22 easy to find. Just go into their stormwater runoff, but
23 I can send it to you.

24 MR. COOPER: Okay.

25 MS. PASSERO: I just had a question, and

1 I think this was asked maybe early on.

2 What is the likelihood of having a RAB
3 member be an observer potentially at the meeting with
4 Caltrans?

5 MR. COOPER: For me, it's fine. I'd have
6 to, you know, ask the other -- other participants, and
7 you guys are whole -- whatever project proposal we put
8 together, that's the only thing that's going to count
9 and you're going to see that at every step of the way,
10 so I'm not too sure what your role would be at the
11 meeting.

12 MR. BERMAN: And --

13 MR. COOPER: But it would be okay with
14 me.

15 MR. BERMAN: Isn't that a little touchy?
16 Because a member of the public is there, doesn't that
17 mean that the information that's exchanged in a meeting
18 like that is -- is open for the public?

19 MR. COOPER: I think these are a public
20 meeting -- any time government people get together, it's
21 essentially a public meeting where people from the
22 public can attend.

23 It's just -- you know, if a RAB member
24 comes, does someone from Friends of Mountain Lake want
25 to come, and there's other interested public groups in

1 addition to the RAB, and so if we invited a RAB member,
2 I would feel obligated to invite some other public
3 groups, as well, and then see where that kind of goes.

4 So -- but or -- but if you really want to
5 come, let me know and I can raise it with the other --
6 with Caltrans and the Park Service and Park Conservancy.

7 MS. TRIGIANI: This was one of the things
8 that we discussed at the committee meeting when George
9 was there. This isn't new, at least -- you know, so
10 if --

11 MR. COOPER: Do you want to come to the
12 December 9th meeting because I can send an e-mail out to
13 folks and --

14 MS. TRIGIANI: I think we're just asking,
15 right, Michelle?

16 MS. PASSERO: I don't think we've -- you
17 know, the RAB has had discussions about it.

18 MS. TRIGIANI: We haven't. It was one of
19 the things that popped up in this hour and a half long
20 discussion we had.

21 MR. COOPER: Right.

22 MS. TRIGIANI: So that was one of our
23 little line items to follow up with you on.

24 MR. COOPER: Okay. I would support it
25 and I would let the other attendees know and let them,

1 you know -- and have them get back to me and see how it
2 goes.

3 MS. TRIGIANI: So we need to get back to
4 you and let you know.

5 MR. COOPER: Right. If you really want
6 to attend this one or the next one after that or
7 whenever.

8 MS. TRIGIANI: Okay.

9 MR. YOUNGKIN: Committee meeting.
10 Jan.

11 MS. BLUM: I wasn't sure exactly when you
12 needed our feedback, Craig. Was that at the next
13 committee meeting or can we talk about it at the next
14 committee meeting and get back to you?

15 MR. COOPER: It's nothing that you have
16 to put in writing, I don't think. It's -- what I hope
17 to do is once I start putting this project proposal
18 together, it's going to incorporate all the ideas that
19 the Trust has thought of at our brainstorming and the
20 RAB has thought of at their brain storage.

21 So this project proposal is a way to start
22 getting things down in writing, so -- I'm going to take
23 notes and I hope to put together a one-page project
24 proposal that hopefully is the best proposal based on
25 our brainstorming and our understanding of the grant

1 program to try to --

2 MS. BLUM: I think what I'm hearing is we
3 should be ready to give you our feedback on this on the
4 23rd, rather than start working on it at the committee
5 meeting.

6 MR. COOPER: Right.

7 MS. BLUM: Work in advance.

8 MR. COOPER: If you have something -- you
9 know, if you want to come, the more specific the better,
10 you know.

11 MR. BERMAN: Craig, I think it's a -- I'm
12 out of order, but you can shut me up.

13 MS. BLUM: I was going to say.

14 MR. BERMAN: I think it would be an error
15 to put in a proposal that -- that put in the straight
16 piping. Because I think there'll be -- it will be -- we
17 already have some idea from what Dave Yam said --

18 MR. COOPER: Yeah.

19 MR. BERMAN: -- that doing that is not
20 innovative enough.

21 MR. COOPER: Right.

22 MR. BERMAN: But it seems to me that you
23 can make just a slight technical change to that.

24 MR. COOPER: Exactly.

25 MR. BERMAN: Put in some filter system

1 and -- and some way of -- of diverting very low runoff,
2 you know, drizzle stuff.

3 MR. COOPER: Exactly.

4 MR. BERMAN: Something that's nearly
5 trivial to do and the technology is well in place for
6 doing that, so that it doesn't look like you're just not
7 paying attention to what they're saying.

8 MR. COOPER: Right. Exactly. I
9 completely agree. We're thinking the same way, and so
10 now it's a way to articulate that in a way that sounds
11 good and is technically feasible.

12 If it does get handed off to engineers,
13 they know what we're talking about.

14 That's where maybe the Regional Board will
15 help so we're using the right buzz words, minimum
16 infiltration system or whatever you want to call it.

17 MR. BERMAN: Right.

18 MR. COOPER: Yeah. So yeah, I'm not
19 thinking about a whole lot, let's run it right into a
20 pipe. I'm thinking of trying to run the water along
21 bare soil that is vegetated that will try to infiltrate
22 and sop off as much of the water that's technically
23 sound to do so.

24 Then the overflow or the excess water then
25 goes into a pipe and over to the sewer system.

1 MR. BERMAN: And then even with a flow
2 meter so that when you have a sudden huge storm, it
3 bypasses all the infiltration system and it just dumps
4 at that point.

5 MR. COOPER: Right. Right. That's the
6 direction we're going.

7 MS. BLUM: So just to kind of finish that
8 whole conversation up about process, will you be sending
9 out an e-mail to all of us, we need your comments by
10 such and such on the ideas?

11 MR. YOUNGKIN: Okay.

12 MS. BLUM: I think that would be good so
13 we have a deadline.

14 MR. COOPER: And what I'll try to do
15 before the next committee meeting is we'll put this --
16 kind of a straw man on maybe one of the white boards.
17 We'll draw it out and write down various terms or
18 adjectives and we can tinker with that on the white
19 board, yeah.

20 MR. YOUNGKIN: Okay. Other comments on
21 Mountain Lake?

22 Okay. Craig.

23 MR. COOPER: Small arms firing range.
24 The feasibility study, we got Park Service concurrence
25 on that, so we're going to be sending that out to

1 everybody, to Bob and Jim and folks later on this week.

2 So that's another big milestone, that
3 feasibility study that's been out for regulatory review.

4 Landfill 4 -- fillsite 5. Construction
5 report. We got Park Service -- construction permission
6 before we got Park Service concurrence on that document,
7 and we'll be -- we got our comments in in time, so we're
8 just fixing the document and we should be sending it to
9 Bob very soon.

10 I know it's due, Bob.

11 But we got Park service concurrence now.

12 So for fillsite 6A, we had our -- our
13 kickoff meeting regarding utility relocation and work's
14 going to start on that. I think maybe as early as
15 December as far as getting the various utility lines
16 that run through and around that particular landfill,
17 get those out of the way so we can start digging as soon
18 as spring 2005 rolls around.

19 So there you have it. We hope -- we hope
20 to get the actual waste removing and channel
21 construction in 2005.

22 Baker Beach 3 and 4 --

23 MR. BERMAN: Just a quick question about
24 the utility--

25 MR. COOPER: Mm-hmm.

1 MR. BERMAN: -- resiting.

2 Has a detailed plan been worked up as to
3 exactly how the utilities are going to be reconstituted?

4 MR. COOPER: Yeah. That was in our --
5 that was in our design specs.

6 MR. BERMAN: Yes, but in detail, you
7 know, every --

8 MR. COOPER: I think so, yeah.

9 MR. BERMAN: Okay.

10 MR. COOPER: Down to -- as far as every
11 single thing that we know about, you know, where the
12 cutoffs are going to be, how the relocations are going
13 to happen.

14 MR. BERMAN: And the access points and
15 all that?

16 MR. COOPER: Right.

17 MS. BLUM: Craig, I'm sorry. One other
18 quick question. With respect to the stakeholder input,
19 can you name like four key stakeholders who may have
20 provided input?

21 MR. COOPER: On?

22 MS. BLUM: On 6A.

23 MR. COOPER: On the restoration plan?

24 Well, we sent out a draft restoration plan to the
25 Regional Board, and it immediate -- and then we got a

1 whole bunch of comments, just internally again, which
2 was a little embarrassing because we had to write an e-
3 mail to the Regional Board, oops, we're going to fix
4 this -- we have a little tinkering to do with this
5 thing.

6 With respect -- mostly with respect to the
7 channel construction aspect of it.

8 MS. BLUM: Okay.

9 MR. COOPER: And so that's what -- so it
10 was mostly from the Park Service and Trust, natural
11 resources folks that commented on it.

12 MS. TRIGIANI: And Craig, one more
13 question, sorry, on that 6A.

14 So that now is just ready to roll? There
15 won't be any more -- are there any more input processes
16 from stakeholders out of the agencies and the Trust?

17 MR. COOPER: Outside the agencies, the
18 regulatory agencies?

19 MS. TRIGIANI: Yes. I'm going back to
20 the community groups.

21 MR. COOPER: That's all been taken --
22 yeah.

23 MS. TRIGIANI: Okay.

24 MS. TRIGIANI: Thanks.

25 MR. COOPER: Mm-hmm.

1 So Baker Beach 3, 99 percent down. Last
2 time I think I said it was 99 percent gone. What we've
3 been -- there's a bit of waste that was around this
4 historic road that went from Lincoln Boulevard out to
5 the battery on the other side of Baker Beach 3.

6 We had to kind of slow down, and as we got
7 to uncovering that historic road, an archeologist had to
8 come out and inspect it and do their stuff, and so we
9 hope we're near the end of that process.

10 And so then we can kind of finish the
11 landfill excavation around -- at the historic road and
12 do our final set of confirmation sampling.

13 So that's -- we got a couple pictures of
14 Baker Beach 3, and Baker Beach 4 is basically done. It
15 was really very small and we really dug out the area and
16 do confirmation samples and it was okay.

17 MS. CLEEK: Does this historic road stay
18 visible?

19 MR. COOPER: On the historic road. This
20 is a better picture of it. Where I am now is Lincoln
21 Boulevard and there's the battery that I was talking
22 about, and so as you can see, the -- most of the
23 landfill that's been dug out was down here, but at a
24 certain elevation, there was this historic road that the
25 Army built before the landfill was built to get out to

1 this battery.

2 So that's what was going to be uncovered
3 and photo documented and so on, and I believe some of it
4 is actually -- what we're going to do -- I don't know --
5 Lew, do you know the whole story?

6 I think we're going to take some of that
7 churt, which is a certain type of clay that the Army
8 used to build road is, scoop that up -- the actual
9 historic road is not -- what we found out is there was
10 actually several old Army roads that went out there, so
11 we've uncovered some of them, and archeologists are
12 coming out to take pictures of it.

13 We're going to try to use some of the
14 churt road and then build a road that makes sense to us
15 to get out there to the batteries and use some of the
16 churts for that, so some of the historic roads are going
17 to stay underneath soil, not waste.

18 We're going to dig up all the waste, so it
19 won't be uncovered because it's just underneath dune
20 sand that's blown up there, and some of the churt is
21 going to be used for the new road that's going to be
22 built, and I think that's -- Lew, do you think --

23 MR. STRINGER: You got it.

24 MR. SUTTER: Craig, did you come in
25 within budget on the construction?

1 MR. COOPER: Budget? No. This one is --
2 you know, it's over. It's over budget. The remediation
3 phase, I believe, is going to be -- I'd have to double-
4 check against the RAP estimate, but I believe it's over,
5 and I can get back to you on the actual numbers, but --

6 MR. SUTTER: What percentage?

7 MR. COOPER: I think I talked about --

8 MR. SUTTER: What percentage roughly?

9 MR. COOPER: I don't know.

10 MR. SUTTER: Maybe at the committee
11 meeting, you can get some figures, and that would be
12 because it wound up being class I material?

13 MR. COOPER: Let me just -- like fifty
14 percent class I and it ended up being like 95 percent
15 class I, and the volume was a little bit bigger than we
16 thought, but I don't think it's dramatically -- it is
17 it's not like two million dollars over or anything like
18 that, but it's in the order of hundreds of thousands of
19 dollars, if that.

20 As you know, we were hoping that these
21 clean closure remedies were going to come in
22 dramatically under what the RAP said.

23 It might -- maybe I'm overreacting. To me, I
24 always -- when your expectation is to hope to come
25 under, you know, your RAP estimate and then you kind of

1 come in over, you know, to me, that seems like it was
2 more expensive than what I had hoped even though maybe
3 as far as the paperwork goes, it's exactly the same.

4 MS. TRIGIANI: Craig.

5 MR. COOPER: I'll get back to you on
6 exactly the RAP says or just the remediation phase and
7 what actual cost we've incurred to date, because now if
8 the 99 percent -- with the waste 99 percent gone, we're
9 just about there, yeah.

10 MS. TRIGIANI: And Craig, if you could
11 just go over those cost drivers for sure, too, like what
12 drove --

13 MR. COOPER: I'm pretty sure it's volume
14 and --

15 MS. TRIGIANI: Just like general
16 categories of --

17 MR. COOPER: Okay. And I think this
18 picture -- you've seen it before. It's the same -- as
19 you can see, this is the picture I showed before last
20 month.

21 So this part of the -- you know, the
22 landfill's all been dug out and taken care of, and we've
23 taken confirmation samples as we've worked our way up,
24 too, and it's just this last bit.

25 This section here, we have not taken any

1 confirmation samples yet because not all the waste is
2 quite gone yet, so -- and then this is an older picture
3 of Baker Beach 4.

4 Now if you drive by Baker Beach 4, the
5 waste is all gone and we've put a whole bunch of
6 emulsion, you know, matting on that slope because it's
7 pretty steep and we've had some pretty significant
8 rainstorms, as you know, over the last couple weeks, but
9 both sites have handled the rain pretty well.

10 At Baker Beach 3, no sediment at all has
11 gone over the cliff and gone on to Baker Beach. We were
12 a little concerned that that might happen, but that has
13 not happened. That has not happened to date, and I
14 think as -- I think we were thinking if it was going to
15 happen, it was going to be the first big heavy rainstorm
16 was going to do it, and we've endured the first big
17 heavy rainstorm and it didn't happen, so I feel pretty
18 comfortable that it's not going to happen at all now.

19 MS. TRIGIANI: Any public compliments or
20 complaints about the process that it's pretty much over?
21 Did everything go smoothly on that front?

22 MR. COOPER: Yeah. I got one phone call
23 from someone who lives in the Baker Beach Apartments
24 saying that -- you know, the trucks were lining up
25 really early in the morning, and when the trucks back

1 up, they get that beep-beep-beep-beep and it was waking
2 her up. "When are you guys going to be done?"

3 So

4 MS. TRIGIANI: That's pretty good if
5 that's all you got.

6 MR. COOPER: One, yeah.

7 MS. TRIGIANI: That's great.

8 MR. COOPER: So that's it on Baker Beach
9 3/4. Any questions on that?

10 Hopefully when -- at the December RAB
11 meeting, we'll be one hundred percent waste removed,
12 confirmation samples taken and hopefully confirmation
13 samples looking satisfactory, so -- we've also had a
14 field meeting at Baker Beach 3 where we've -- we need to
15 put in some groundwater monitoring wells and some points
16 to sample the seeps, and that's been decided, also,
17 So -- okay.

18 RAP 3, which I understand you guys are
19 getting more and more interested in as -- as I am. As
20 you know, we submitted, you know, 95 percent of RAP 3 to
21 DTSC on September 30th, and if someone -- I have been
22 unable to load it on the Web library, but it was pretty
23 simple just to load it on to these CDs.

24 So during the break or whatever, feel free
25 to come take a CD of the -- of RAP 3 if you don't want a

1 hard copy.

2 So -- and then going -- I think I talked
3 about this before. Chapter 18 of RAP 3 is on hold until
4 we make a little bit more progress on the commissary PX
5 cap, because chapter 18 deals with that.

6 And the CEQA documentation for RAP 3,
7 we're revising that and it's going to -- it's -- MacTech
8 is our consultant. It's coming in from MacTech in about
9 two weeks. I'm going to --

10 MS. SEGAL: Well, it's in a binder the
11 summarizes the RAP itself.

12 MR. COOPER: Just to give you an idea of
13 the CEQA documentation, and that's going to take us
14 through November and December, and by January, because
15 that's a critical path issue for Bob to kind of get
16 his -- his whole regulatory process going.

17 He really needs the CEQA documentation to
18 send it to his, you know, CEQA reviewers.

19 So that's -- I would call the CEQA really
20 more critical path than anything at this point to make
21 sure we get a RAP signed by late spring, early summer of
22 next year. That's my goal.

23 So --

24 MR. BERMAN: The contractor is preparing
25 the CEQA document?

1 MR. COOPER: The MacTech, both the RAP
2 and they're writing the CEQA document, yeah.

3 So then, as you know, at the same time, we
4 work on designs of all the sites with remediation action
5 in RAP 3, and Baker Beach 1/2 is one kind of design
6 package that the Trust is working on.

7 It's extremely complex, and one thing that
8 we're putting together right now is a -- we need to go
9 out and take some more samples with respect to
10 geotechnical, which is kind of some slope stability
11 issues that we need to make sure that, you know, during
12 the cleanup, and -- and to do some trenching around
13 those batteries to get a better handle on the cultural
14 resources so the cleanup is not significantly impacting
15 the cultural resources at the site. So putting that
16 field investigation plan has been ongoing. The Park
17 Service is reviewing it right now.

18 So it -- the other sites in RAP 3, area B,
19 obviously -- not area A, but area B -- there's fourteen
20 remedial access action sites in area B.

21 We're going to compile them into one big
22 procurement package, but before we do that, we need to
23 go out and collect some samples at six of those fourteen
24 sites. We need a little bit more definition with
25 respect to the soil contamination, so I sent some

1 revised sample plan to Bob.

2 I hope to get his nod very soon on that so
3 we can implement it, and we can we get the contractors
4 for the first week of December, and then as soon as that
5 data goes in, of course we'll send out a data report,
6 and then that data gets incorporated into the design for
7 all -- for the -- for those sites.

8 And so I hope to get a design package for
9 all fourteen remedial action sites by March or April of
10 each year, and then we do the procurements and get the
11 cleanup going in the summer and fall of next year for
12 the site.

13 Okay. RAP 4, as --

14 MR. YOUNGKIN: Craig.

15 MS. BLUM: Before we move to RAP 4, I
16 just would like to make the comment that I read briefly
17 through the RAP 3 draft, and I have a question about
18 sewer lift station number 2.

19 Since that's in the Crissy Field area and
20 the Crissy Field Marsh extension has not yet been
21 determined, I feel it would be pre-emptory to have a no
22 further action on this particular area until we know
23 where the marsh is going since it is a sewer.

24 There's the sewer lift and it's been known
25 to overflow, and so I'd just like to put the heads-up on

1 sewer lift number 2, because until that decision is
2 made, I don't think we can say that it's not going to
3 require any further action, unless I'm missing something
4 in this process.

5 MR. COOPER: Okay. Well, the decision to
6 make an action or not is based on the data as it stands
7 right now, as to whether a remedial action is necessary,
8 so our -- our -- our data collection around sewer lift
9 number 2 says that the soil meets cleanup levels and
10 doesn't pose any -- any risk for our cleanup.

11 MS. BLUM: So the sewer overflow is not a
12 cleanup issue?

13 MR. COOPER: It -- the historic sewer
14 overflows, that's --

15 MS. BLUM: During heavy storms.

16 MR. COOPER: That's why the -- why
17 they're remediation sites, right, and those overflows at
18 that particular lift station have not caused any soil
19 contamination that requires a cleanup.

20 MS. BLUM: So it would cause
21 contamination if the marsh were to be placed in that
22 location, if the marsh instead went back into that area,
23 and we don't know the marshes.

24 MR. COOPER: That would be an issue that
25 the marsh people have to deal with. What we have to

1 deal with have the sewer flows to date caused
2 contamination that pose significant risk to that layer
3 cleanup.

4 MS. BLUM: If it does go there and the
5 marsh people have to deal with it, who would pay for it?

6 MR. COOPER: Well, pay for what? Because
7 there isn't any soil contamination. There's no cleanup.
8 It would just be -- relocation of the sewer would be --
9 that's their issue, not our issue.

10 MS. BLUM: It would be a Trust issue or --

11 MR. COOPER: I don't know.

12 MS. BLUM: Some other design.

13 MR. COOPER: Some other department,
14 right. We deal with the soil contamination.

15 MS. BLUM: Okay.

16 MR. COOPER: So if -- you know, if they
17 find new soil contamination at this site or whatever
18 site, you know, that's something the remediation
19 department would deal with.

20 MS. BLUM: Okay.

21 MR. COOPER: It's just the soil
22 contaminations.

23 MS. BLUM: Thank you.

24 MR. COOPER: But moving sewers around,
25 that's something the marsh folks have to deal with.

1 MS. CLEEK: Can I ask you a question?
2 There is -- you're saying there's no soil contamination
3 at all there, and it sounds like she's saying if the
4 marsh doesn't approach there, but if the marsh does,
5 then maybe the contamination level is such that it will
6 impact the marsh even if it didn't impact the other
7 things? I'm trying to understand what you said.

8 MR. COOPER: Right now our cleanup
9 levels, you know, take -- right. There's no
10 contamination above cleanup levels.

11 MS. CLEEK: And that's true whether or
12 not it's a marsh or --

13 MS. BLUM: Currently in use.

14 MR. COOPER: Right. So you're saying we
15 should --

16 MS. BLUM: There would be an
17 ecological -- if they run the marsh back there, wouldn't
18 that be a different standard of cleanup?

19 MR. COOPER: It could. I'd have to --

20 MS. BLUM: I don't want to beat it to
21 death.

22 MR. COOPER: So you're saying maybe we
23 used the wrong cleanup levels?

24 MS. BLUM: I don't know. There's a big
25 piece missing. Where is the Crissy Field Marsh going to

1 go? And if the ecological cleanup is higher than
2 whatever this is, unlimited use.

3 MR. COOPER: Mm-hmm.

4 MS. BLUM: If the ecological cleanup
5 level is a higher standard, then we would still be
6 responsible for it somehow.

7 MR. BUDROE: What's --

8 MS. BLUM: But if I'm not clear, tell me
9 and I'll quit worrying over this.

10 MR. COOPER: I guess if your question is
11 did we use the wrong cleanup. I don't know what cleanup
12 levels we used at sewer lift number 2, so --

13 MS. BLUM: According to PTMP
14 designations, land use at sewer lift number 2 is mixed
15 use for the visitor community focus. The site lies
16 within planned human commercial/recreational use area
17 that does not have a planned ecological use, although
18 the site is located approximately fifty feet south of
19 upgrading of the yada yada yada yada and it does talk
20 about ecological protection zones.

21 MR. COOPER: Oh, yeah. And the
22 groundwater.

23 MR. BOGGS: It's a good question.

24 MS. BLUM: The marsh is so important.

25 MR. BOGGS: We just have to double-check

1 to make sure that in RAP 3, they're using the cleanup
2 levels for comparison that correspond to possible marsh
3 usage.

4 They basically have to accommodate all
5 reasonable future uses, and if -- obviously the marsh is
6 a reasonable future use, because it's been talked about,
7 and so in order for them to not have a deed restriction,
8 they'd have to accommodate those possible land uses, and
9 we have to have in that document -- we have a couple
10 sets of cleanup levels for residential, you know, for
11 ecological, for eco buffer zones like around buildings
12 and special status areas.

13 So we'll just make sure we double-check
14 that and make sure we're using the appropriate cleanup
15 levels.

16 MS. BLUM: Thank you.

17 MR. COOPER: Right.

18 MR. BERMAN: Is there a groundwater
19 monitoring -- without considering the marsh and not
20 worrying about groundwater there in the sewer lift area.

21 Now if the marsh is extended, doesn't that
22 mean that you have to consider the possibility of -- of
23 infiltration from the groundwater? I mean, there is no
24 groundwater analysis associated with the sewer lift
25 station right now. It's just soil analysis.

1 MR. COOPER: Right.

2 MR. BERMAN: So just -- I think this is
3 sort of what Jan was getting at, that if -- if the -- if
4 the marsh was extended, would you have to do an analysis
5 about groundwater infiltration into the marsh which is
6 now not part of the analysis that's done for sewer lift
7 station?

8 MR. COOPER: From the soil? Infiltration
9 from the soils into marsh?

10 MR. BERMAN: No.

11 MR. COOPER: The groundwater into the
12 marsh?

13 MR. BERMAN: Right.

14 MR. COOPER: I think a lot of our cleanup
15 levels consider infiltration groundwater. I know our
16 petroleum ones do. We have certain petroleum cleanup
17 levels for if you're within five feet of groundwater or
18 greater than five feet of groundwater, so hopefully
19 that -- you know, I think that pathway is considered, as
20 well.

21 MR. BERMAN: And has the -- the
22 subterranean water level been determined around sewer
23 lift?

24 MR. COOPER: Yeah. For every site, we
25 need to make a determination on where we think the water

1 table is, because that affects our decision on which
2 clean up levels to use.

3 MR. BERMAN: Right. So is that -- is
4 there any consideration of if the marsh gets moved up
5 to -- to sewer lift, then is there a consideration about
6 the water table there that's not -- that's not of
7 concern unless the marsh was there?

8 MR. COOPER: So you're saying right now
9 maybe the water table is ten feet from --

10 MR. BERMAN: Right.

11 MR. COOPER: -- ground surface, and when
12 the marsh expands, it might be two feet from water
13 surface?

14 MR. BERMAN: I think that's what Jan was
15 getting at, the geometry of the situation that's
16 different with the marsh extension than it is now.

17 MR. COOPER: Mm-hmm.

18 MR. BERMAN: Isn't that sort of what --

19 MS. BLUM: Whatever you say, Sam, I'm
20 going to go along with it. It sounds really good to me.
21 I just want to make sure that the marsh is protected for
22 all marsh expansion opportunities, and we shouldn't
23 finalize our remediation action and our recommendation
24 for no further action until we know where the marsh is
25 going and that area is ruled out and it meets the proper

1 standard.

2 MR. COOPER: Okay.

3 MR. YOUNGKIN: Thanks, Jan.

4 Any more --

5 MS. BLUM: Thank you, Sam.

6 MR. COOPER: You know, on RAP 3, we'll
7 have an opportunity to talk about it over the next
8 several months, and then it's not scheduled to go to
9 formal public comment probably until April, you know, of
10 next year, so --

11 RAP 4 is the RAP that right now it
12 contains landfill 8 and 10 because those were the two
13 sites in the old Army RAP that's the Public Health
14 Service Hospital.

15 Those were the two sites that we decided
16 that the current remedies were not protected. We --
17 with respect to those two sites.

18 And that one is -- has been put on hold
19 because the feasibility study on landfills 8 and 10 were
20 put on hold, but now that that feasibility study is
21 starting to see new light, we can get the RAP going on
22 again, and also what I'm going to recommend is --
23 there's only two sites in RAP 4 right now, landfill 8
24 and 10, and now that we have the feasibility study for
25 the firing ranges that are going to the regulators, what

1 I'm going to recommend to Bob is that we combine the --
2 the sites -- I think there's six firing ranges sites,
3 that we just -- we put those into RAP 4, also.

4 So we'll have the six firing ranges site
5 plus landfill 8 and 10, so a total of eight sites in RAP
6 4. So that way it saves us having to write one RAP.

7 So if you have an opinion on that, let me
8 know, but I'm going to put that probably in a short
9 letter to Bob.

10 MR. BOGGS: Yeah. We should talk about
11 that, because there's a previous decision document on
12 landfills 8 and 10 that is a separate issue for how we
13 handle that administratively, to i.e. change the
14 remedies from the previous decision document that went
15 public.

16 MR. COOPER: Right.

17 MR. BOGGS: So there's a little different
18 process for those two than what gets carried through on
19 our formal RAP process.

20 MR. COOPER: Oh --

21 MR. BOGGS: The firing ranges. Also, in
22 the MOA between the agencies, the firing range is listed
23 as its own OU.

24 MR. COOPER: Mm-hmm.

25 MR. BOGGS: So there's actually an

1 enforceable schedule or timeline as -- which is supposed
2 to be based on those OUs that are in the MOA.

3 So --

4 MR. COOPER: Right.

5 MR. BOGGS: -- there's kind of a
6 different tracking there, as well.

7 But let's talk about it and I'll take it
8 to my management and see what they say.

9 MR. COOPER: Okay. Okay. Should I -- do
10 you want to talk first or should I put it in a letter,
11 anyway?

12 MR. BOGGS: Might as well put it in a
13 letter, and see where it goes.

14 MR. BERMAN: Do the firing ranges in RAP
15 4 affect -- make the CEQA documentation more
16 complicated?

17 MR. COOPER: Well, you have to write --

18 MR. BERMAN: A separate one, anyway.

19 MR. COOPER: Yeah.

20 MR. BERMAN: So it's just an add-on for
21 that.

22 MR. COOPER: Yeah.

23 MR. BOGGS: Rather than go through the
24 whole public process two separate times, two sets of
25 documents, they're trying to put it into one.

1 MR. BERMAN: Yeah.

2 MR. BOGGS: So there's some cost savings
3 and time efficiency savings that --

4 MR. COOPER: Right.

5 MR. BOGGS: -- we're agreeable to, but
6 it's just administratively whether it can be done.

7 MR. COOPER: This actually moves forward
8 the firing ranges.

9 MR. BERMAN: Yeah.

10 MR. COOPER: I think the RAP for the
11 firing ranges was not scheduled to start on until next
12 year sometime. So that kind of brings that work forward
13 a little bit.

14 Okay. And RAP 4, which in my mind is our
15 last RAP that has serious remedial action involved in
16 it. It has -- that's the list of the sites in it.

17 We had our internal kickoff meeting with
18 the Park Service and all of the kind of the Trust
19 resources. We had the archeologists there and the --
20 Terry Thomas was there, and basically, you know, it's
21 our way to coordinate internally and educate our new
22 consultant on RAP 5, which is CDM, and make sure that
23 they understand these sites.

24 And so I want to bring the team from CDM
25 who's working on RAP 5, just bring them to a January/

1 February RAB meeting just to say hello. No presentation
2 or anything like that.

3 So commissary -- that's the end of the
4 CERCLA program. At commissary PX, as you know, we got
5 comments on the Draft Corrective Action Plan. That's
6 what CAP stands for, Corrective Action Plan.

7 we prepared prior a draft of several
8 comments now and I need to -- I took a week off. I need
9 to actually read it and -- and then I want to talk to
10 Jim in particular about our -- the way we'd like to
11 handle comments, and then talk to Brian and Bob about it
12 and then formally send it over to Jim and see if we can
13 get a final CAP signed in the near future, and we're
14 bringing a new consultant aboard for this particular
15 project. It's Geomatrix, and Geomatrix will take
16 over -- after the CAP is finalized, they'll start
17 putting together -- we're going to have designs or
18 implementation plans that, you know -- because we're
19 going to be digging up contamination at commissary PX
20 and Geomatrix is going to be the consultant for that
21 week.

22 At 1065, which is another big petroleum
23 area, we met with the Regional Board on October 13th to
24 discuss what to do about the interim action phase II.

25 We did phase I of the interim action and

1 that's complete and done and successful, but phase II of
2 the interim action has gotten hung up because of the
3 water recycling plant being delayed.

4 So I met with Jim and Jim's boss about
5 this, and Bob was there and so was Brian. What we
6 decided is we're going to hold -- that bit of
7 contamination that we were going to do in an interim
8 action, we're going to just put it into the corrective
9 action plan, and -- so it's going to get cleaned up, but
10 instead of getting cleaned up as an interim action, it's
11 going to get cleaned up as part of the work required by
12 the Corrective Action Plan, and the reason for doing
13 that is we want to stay busy while the water recycling
14 folks figure it and get unstuck.

15 We want to keep working on something
16 productive, and so best thing to do is start working on
17 the Corrective Action Plan, so we're just going to fold
18 that in as a remedial unit in the Corrective Action
19 Plan.

20 And so no time extension is necessary on
21 the Corrective Action Plan, as long as we keep going,
22 and that last bullet is actually -- we covered a
23 contingency site in the 1065 area.

24 It's a fuel oil pipe that is on Birmingham
25 Street down in the 1065 area, and we notified Jim and

1 then we wrote a letter about our removal strategy, and
2 we -- it turned out to be a pretty long pipe.

3 As you can see, 500 feet has been removed
4 to do it. It actually goes all the way -- I didn't
5 bring a map with me, but it starts going down from where
6 1063 is and so on where the water recycling plant is
7 going to get built, and it goes through Birmingham
8 heading towards where the Lucas development is and then
9 it kind of cuts out there.

10 So that whole oil pipeline that we pulled
11 the whole way, and now we're taking confirmation samples
12 and so on to make sure that the cleanup is complete.

13 I'd like for this to be a clean closure
14 cleanup, so it becomes just a no action in the
15 Corrective Action Plan so we we don't have to go back
16 and deal with anything at the pipe.

17 The other corrective action sites, we're
18 working on our data report for 207/231 and we got Park
19 Service comments on that, and so we're fixing that data
20 report, and 1349, which will actually be our next
21 Corrective Action Plan that's due to Jim. It's due to
22 Jim see end of January.

23 We've hired a new consultant called BBL, a
24 whole new set of acronyms for you to follow there, and
25 they've taken over writing that Corrective Action Plan.

1 Again, it's due to Jim at the end of January.

2 Mustard agent bottle site. I really don't
3 have anything to say on this one, and I -- you know, I
4 have nothing new to report.

5 I invited the Army guy to -- Bruce Handel
6 to come visit and he had to cancel, and he has not
7 rescheduled.

8 MS. TRIGIANI: What about the letter?
9 Sorry, Craig.

10 MR. COOPER: My letter?

11 MS. TRIGIANI: Yeah.

12 MR. COOPER: Or the RAB letter?

13 MS. TRIGIANI: To send an Army letter
14 concerning site maintenance cost.

15 MR. COOPER: Right. That is I'm just
16 going to say --

17 MS. TRIGIANI: Do you have a deadline
18 that you've given yourself on that one?

19 MR. COOPER: I've already sent a letter
20 already. Another year has gone by, and I've said,
21 "You're going to owe us another 10 or \$15,000 on this
22 site."

23 MS. TRIGIANI: Can you slap some interest
24 on there? Would there be a law against that? Write
25 that down.

1 MR. YOUNGKIN: As we talked about at the
2 committee meeting, the reason for the delay is the
3 people that are finishing the report are in Iraq dealing
4 with the war or something like that?

5 MR. COOPER: That's --

6 MR. YOUNGKIN: The Army can't finish.

7 MS. TRIGIANI: Was that their official
8 response?

9 MR. COOPER: That was just resources are
10 lower now, and I -- I think Bruce needs to speak for
11 himself on this --

12 MS. TRIGIANI: Got it.

13 MR. COOPER: -- you know, because as you
14 know, we've gone past the one-year anniversary of the --
15 you know it's been two years since the mustard bottles
16 were discovered, one year since the Army's archive
17 search report has been issued, so that closure is really
18 going slow right now.

19 MS. SEGAL: The good news --

20 MR. COOPER: Slower than the Presidio
21 Trust agrees with, sure. Okay.

22 MS. SEGAL: The good news is that nothing
23 else has come up.

24 MR. COOPER: It's fenced. No one's
25 allowed to go in there, and the other -- and the other

1 archive search, you know, sites are not fenced, you
2 know, and I know that Terry's restoration, you know,
3 people, they do occasionally go in to kind of virgin,
4 you know, areas, but we have much greater awareness of
5 how to do that now, how to set up spotters, how to deal
6 with any type of unknown object awareness training and
7 things like that. So there you have it.

8 Project closeouts, that's just an old side
9 about -- we've actually reached closeouts on some
10 projects that we need to hear back from the regulators
11 on.

12 Groundwater monitoring keeps going. We
13 sent it to Jim, our most recent semi-annual report on
14 the due date of October 15th, and we're going to be
15 doing some more groundwater sampling on Q4 at the end of
16 this month.

17 Lead plan is still in the works. Waiting
18 for Bob on that public.

19 Schedule issues. I would say -- you know,
20 the only thing new on this one is that for 2005, I'm
21 really pushing to get RAP 3 signed so we can do those
22 fourteen area B remediation sites in the summer of 2005.

23 Landfill 8 and 10, we had hoped to do that
24 in 2005. It's just not going to happen in 2005 now.
25 It's slipped to 2006.

1 And so on budget and costs, this is at
2 the -- I wasn't at the October RAB committee meeting,
3 but as Mark reported at the beginning of this meeting,
4 Alan presented a detailed breakdown of committed costs
5 for these three sites: Fillsite 5, landfill 4 and Baker
6 Beach 3.

7 And Dave, it's my understanding that you'd
8 like a breakdown of the budget by project phase, you
9 know, and start out at fillsite 6A, but I'd like to see
10 this as all the projects come in.

11 MR. SUTTER: Yeah. Spread out according
12 to the approved cost reporting format.

13 MR. COOPER: Right. Okay.

14 MR. SUTTER: Not the summary that Alan
15 presented at the last --

16 MR. COOPER: Okay. I need to see exactly
17 what Alan handed out. Because he -- he told me his
18 strategy was very similar to what, you know, you had put
19 together, so that's why I'm a little bit -- let me talk
20 to him about that, about where the disconnect was,
21 because he's been telling me that his cost-tracking
22 system is -- 95 percent of what, you know, you guys had
23 recommended from the beginning.

24 MR. SUTTER: Right, but what he presented
25 was not in accordance with that.

1 MR. COOPER: Okay.

2 MR. SUTTER: It was something different.

3 MR. COOPER: Okay.

4 MS. TRIGIANI: That's what he presented,
5 what I'm looking at.

6 MR. COOPER: Okay. Oh, yeah. This isn't
7 it. Maybe that was a communication -- I just told him,
8 you know -- my understanding is that we wanted a
9 detailed breakdown of costs for these three projects.
10 This is not our cost-tracking system. This is just the
11 cost --

12 MR. SUTTER: Right.

13 MR. COOPER: -- part of it only.

14 So you want to see how -- putting these
15 numbers into our cost-tracking system along with the
16 budget information into the cost-tracking system? Okay.
17 Yeah.

18 MR. YOUNGKIN: And Alan said there was
19 some Oracle work that needed to happen --

20 MR. COOPER: Oh, really.

21 MR. YOUNGKIN: -- to make the report
22 generate?

23 MR. COOPER: Maybe we'll just have to do
24 these first ones manually just to see how it works. If
25 we need for Oracle -- maybe before I overcommit myself,

1 I should talk to Alan. Okay.

2 MS. TRIGIANI: What was our -- Dave, what
3 was the closing point on that at the committee meeting?
4 Alan said he was going to do what for us by the next
5 meeting?

6 MR. SUTTER: He was going to submit the
7 report tracking format. At least George committed to
8 that for the next committee meeting.

9 So I guess you need to check with both
10 George and Alan, Craig.

11 MR. COOPER: How about if we try to do --
12 this is my goal, Dave, and if Alan -- after talking to
13 Alan, I might be overcommitting myself, that we do Baker
14 Beach 3, fillsite 5, landfill 4 and fillsite 6A in our
15 cost tracking format, both for costs and budgets and --
16 if I can't do it by the November committee meeting, I'll
17 send you an e-mail on when I can do it.

18 MR. YOUNGKIN: Alan says the meeting by
19 next committee meeting he would report back on how long
20 it would take to do the Oracle work and generate the
21 report is what he committed to.

22 MR. COOPER: I think he doesn't want to
23 do it manually. I've got him doing so many things right
24 now.

25 If we can't do it by this, I'll let you

1 know.

2 Okay. Is that it? Some documents have
3 gone out very recently. The only thing that I haven't
4 talked about is the -- what we call the LTTD soils
5 management plan. That's a document that went out on
6 November 1st, and LTTD is not an old car from the '70s.
7 That -- that stands for low thermal treated desorption
8 soils.

9 MR. DIES: Low temperature thermal.

10 MR. COOPER: There we go. Low
11 temperature thermal desorption. There.

12 MS. TRIGIANI: Very impressive, George.

13 MR. COOPER: Low temperature little
14 cooker that the Army used to heat up the petroleum
15 contaminated soils to kind of bake off the petroleum and
16 then they put that -- the cooked soil into holes in the
17 Presidio, basically.

18 MS. TRIGIANI: Do we know where those
19 holes are?

20 MR. COOPER: Mm-hmm. That's what this
21 management plan does. It shows an exact map and says:
22 "This is where the Army put these LTTD soils, and it was
23 totally okay."

24 MS. TRIGIANI: You mean it was accurate
25 or okay that they did it or both?

1 MR. COOPER: It was okay that they did
2 it, and our tracking map is accurate.

3 MS. TRIGIANI: Okay.

4 MR. COOPER: And there's certain land use
5 controls that needed to be done that you need to have
6 maintain eighteen inches over -- over the soils of clean
7 soil and you can't -- you can't -- the Army has not --
8 and the Trust cannot put this type soil within -- I
9 think it's fifty feet --

10 MR. PONTON: Fifty feet.

11 MR. COOPER: -- of a creek or water or
12 any type of waterway.

13 So anyway, that's a deliverable that was
14 required under the Regional Board order, so Jim is the
15 lead agency on that, and it's basically -- the Trust is
16 making commitments to manage the soil in a way that's
17 protective of human health and the environment and
18 complies with the order.

19 MS. SEGAL: Does anyone use this soil
20 treatment system anymore? Do we know if the soil
21 treatment system is still being used?

22 MR. COOPER: No, not at -- not at the
23 Presidio. Not at all.

24 MS. SEGAL: I meant in general.

25 MR. COOPER: At other sites? Oh, yeah.

1 It's a pretty common technology. It's used at other
2 sites. Generally when there's large volumes.

3 It only becomes cost effective when you've
4 got a lot of petroleum contaminated soil to deal with.

5 MS. SEGAL: And strictly for petroleum
6 contaminated soil?

7 MR. COOPER: Yeah. Things that will --
8 or -- things that would easily --

9 MS. SEGAL: Is that where the Water
10 Board -- that's why you can't have it in your water --

11 MR. PONTON: No. Those were different
12 issues, but just to be protective, it was done; not in a
13 place where it could be eroded. When I was doing
14 consulting, we used a similar machine. In Richmond,
15 there's a site for Castrol and there they had solvents
16 at significant concentrations of groundwater and soil.

17 MS. SEGAL: And this will treat solvents.

18 MR. PONTON: This was used to get soils
19 down to levels that were allowed for disposal because
20 the levels were so high, it couldn't even be disposed of
21 at that point, and there's other facilities where
22 they -- they bake the soils and they use them for daily
23 cover, let's say, and stuff.

24 So it's been used for solvents and
25 petroleum, but mainly it's for petroleum contamination.

1 MR. COOPER: Mm-hmm.

2 MR. PONTON: And they recover it and they
3 recycle what they recover.

4 MR. COOPER: Okay. That's the end of my
5 presentation.

6 MS. BLUM: Craig.

7 MR. COOPER: Mm-hmm.

8 MS. BLUM: Just one last comment. Coming
9 back to RAP 3, I forgot to add on building 609, which
10 apparently is the location of the old commissary. I'm
11 not sure where 609 is. It looks like it is --

12 MR. COOPER: Yes.

13 MS. BLUM: It's near the commissary PX.

14 MR. COOPER: Yes.

15 MS. BLUM: I would like to make the same
16 comments about the no further action on building 609 as
17 I made on sewer lift number 2 because the locations of
18 the lack of clarity and the marshes.

19 MR. COOPER: Make sure that we use the
20 right cleanup levels.

21 MS. BLUM: Make sure we use the right
22 cleanup levels when we know where the marsh is going to
23 go.

24 MR. COOPER: That's right near a
25 potential marsh zone, so we should have used a cleanup

1 level that is protective of marsh expansion.

2 MS. BLUM: It's designated open
3 space/expansion.

4 MR. COOPER: Right, but there's a
5 whole -- right. That's probably just in the PTemp, and
6 there's a whole bunch of other places we go to look for
7 cleanup level, and other places, so in -- the commissary
8 PX is in the saltwater protection zone, which is the --
9 and so that means we would have used cleanup levels that
10 would be protective of marsh expansion. I can assure
11 you of that.

12 I will double-check it.

13 MS. BLUM: All right. Because it seems
14 like they were talking about residential use and some
15 other things.

16 MR. COOPER: Right. There could be
17 residential use. There could be marsh expansion.

18 MS. BLUM: Just so we're covered.

19 MR. COOPER: Overlapping land uses to
20 come up with levels. One for human health, one for
21 ecological, and that becomes the effective cleanup
22 level.

23 MS. BLUM: Have you heard when the
24 decision will be made on the Crissy Field marsh
25 expansion?

1 MR. COOPER: Next year.

2 MS. BLUM: A lifetime?

3 MR. COOPER: Yeah. I got it. I need to
4 double-check with them, though, about that.

5 MR. BERMAN: Does any of the Crissy Field
6 expansion affect the Caltrans access?

7 MR. COOPER: For Doyle Drive?

8 MR. BERMAN: Yeah.

9 MR. COOPER: I know the marsh expansion
10 people are really kind of interested in moving theirs
11 along because now that Doyle Drive has gotten some new
12 life, they want to make sure that they keep up with
13 them, and -- because those two projects are definitely
14 going to be connected.

15 MR. BERMAN: Right.

16 MS. TRIGIANI: It does have a new life?

17 MR. COOPER: Well, that's what I've been
18 told, but it stops and starts.

19 MS. TRIGIANI: Is that a grapevine of
20 official --

21 MR. COOPER: It's up to Caltrans to come
22 out. They need to release our EIS, right?

23 MR. BERMAN: Yeah.

24 MR. COOPER: So --

25 MR. BERMAN: That is -- but that's a

1 serious consideration of the interaction with the marsh
2 expansion.

3 MR. COOPER: Yes.

4 MR. BERMAN: And -- and the Doyle Drive
5 RAP 3 construction, and I don't see how you could do the
6 marsh expansion without --

7 MR. COOPER: Exactly. Those two projects
8 need to be coordinated, and I know that the Trust and
9 Park Service have talked to Caltrans about their ideas,
10 the marsh expansion and how that would jive with the
11 redesign for Doyle Drive and what sections, you know,
12 are going to be elevated that would allow a marsh maybe
13 to go underneath Doyle Drive and et cetera.

14 So I know those communications are going
15 on.

16 MR. YOUNGKIN: Should we take a short
17 break now or push on?

18 MS. YAROS: Let's move on.

19 MR. YOUNGKIN: Let's push on, then.

20 Any further discussion of project status
21 update by Craig?

22 Let's go on to our regulatory agency
23 status updates input. Bob Boggs, California Department
24 of Toxic Substance Control.

25 Do you have anything to report tonight?

1 MR. BOGGS: Nothing to add.

2 MR. YOUNGKIN: Jim, how about from you?

3 MR. PONTON: No, thank you.

4 MR. YOUNGKIN: Have we heard it all
5 already?

6 MR. PONTON: I think I've said enough.

7 MR. YOUNGKIN: Thanks, both of you, for
8 showing up tonight, for being here.

9 Any new business? New business?
10 Announcements.

11 MR. BOGGS: Christmas party.

12 MR. YOUNGKIN: Where's Julie? We can
13 talk about that at the end.

14 At the committee meeting in November 23rd,
15 was that right?

16 MR. BOGGS: Yeah.

17 MR. BERMAN: Would it be of any value to
18 have the CDM people give a short presentation at the --
19 at the next committee meeting?

20 MR. COOPER: The people working on draft
21 number 5? They're awfully green.

22 MS. TRIGIANI: Oh, that's even better.

23 MR. COOPER: I was just thinking of
24 bringing them, you know, just so they would hand out
25 business cards and talk about who they are a little bit

1 as professionals and -- and maybe they might say a few
2 words. They're diving into it.

3 Don't get me wrong. They've actually --
4 they've produced little -- little like one-page, you
5 know, fact sheets. They've done all this research about
6 each of the RAP 5 sites, and so they're definitely
7 diving into this, but I don't know what the -- we do
8 plan on presenting RAP 5, like have a kickoff meeting
9 with the RAB on RAP 5.

10 That would happen in early 2005. I want
11 to have a kickoff meeting with the regulators on RAP 5
12 first and then have one with you guys.

13 So it will happen. I think -- I think --

14 MR. BERMAN: Just premature.

15 MR. COOPER: December is too soon, yeah.

16 MR. YOUNGKIN: Any more announcements?

17 New business?

18 Okay. Review of action items. Let's see.

19 MS. SEGAL: Mark, can I just ask -- I
20 wasn't at the committee meeting, but Michelle mentioned
21 that -- she was in our DC site which talks about a
22 hundred different kinds of stormwater projects, and I
23 apologize.

24 One of the things I was going to do and
25 didn't, but maybe someone else did. When we talked

1 about proposals for the TEA Grant, is there a site, a
2 state site that shows previous TEA grants that might
3 have been on the stormwater enhancement activities?

4 I'll try and do it in the next two weeks
5 if no one else has.

6 MR. COOPER: I think I've made a little
7 bit of progress on that, and somebody just sent me a
8 link recently. What I'll find is I'll send it to Mark
9 and Mark can contribute it.

10 MS. SEGAL: It was something I thought I
11 wanted to do, but Michelle's research just reminded me
12 that there might be something out there on a previous
13 TEA Grant that would be -- could fire a couple brain
14 cells.

15 MR. BERMAN: Do you think that Dave Yam
16 would have brought that up at the October meeting if
17 there was already something?

18 MR. COOPER: Right, yeah. Yeah.
19 Don't -- yeah.

20 MS. SEGAL: It would just be not the
21 exact same thing, but something that would help us on
22 the proposal.

23 MR. COOPER: Right.

24 MS. PASSERO: Get a sense of what their
25 definition of innovative really is.

1 MR. COOPER: He's verbalized examples,
2 but nothing's been written down.

3 MR. BERMAN: That's what your idea of the
4 letter is good.

5 MR. COOPER: Yeah.

6 MR. BERMAN: But --

7 MR. COOPER: I've got a general idea of
8 what he's looking for.

9 MR. BERMAN: You don't want to make it
10 look like you're not listening. That's all.

11 MR. COOPER: Right.

12 MR. YOUNGKIN: Okay. I also have a
13 landfill 8, landfill 10 presentation for January,
14 February RAB meeting.

15 MR. COOPER: Right.

16 MR. YOUNGKIN: Let's see.

17 MR. BERMAN: Isn't it the date of the
18 committee meeting in December such that it falls right
19 at Christmas or --

20 MR. YOUNGKIN: Traditionally have not had
21 a committee meeting in December.

22 MR. COOPER: Correct.

23 MR. YOUNGKIN: We usually have gotten
24 together at a coffee shop or something a few days before
25 that, an informal meeting, but no formal committee

1 meeting in December.

2 So at the committee meeting in November,
3 we're going to have a Mountain Lake discussion on the
4 TEA Grants. We're going to e-mail everybody asking for
5 comments by the committee meeting. That was your idea.

6 Let's see. I guess that's it.

7 If anybody else has any other agenda items
8 for the November committee meeting or the December RAB
9 meeting, just e-mail to me.

10 MR. SUTTER: Yeah, Mark. We've been
11 talking for a couple of months now with Craig about
12 getting a master schedule quarterly update presentation.

13 MR. COOPER: Mm-hmm.

14 MR. SUTTER: I think you were planning on
15 doing it in November.

16 MR. COOPER: Okay. I can -- I can do
17 that.

18 MR. SUTTER: For the November next
19 committee meeting or --

20 MR. COOPER: The committee meeting,
21 right.

22 All right. Also, just real fast, I owed
23 you guys a letter on -- I think it was a couple of
24 months ago, Dave asked for me to officially transmit --
25 remember this table of our program cost estimate that I

1 think I handed out informally.

2 Maybe I didn't even hand it. I think I
3 may have -- somebody may have gotten a copy, but I think
4 Dave asked that I formally submit it to the RAB, and --
5 it's a couple -- it's several months ago, Dave, and I'm
6 very embarrassed. I actually had a letter that was
7 dated in September.

8 MR. SUTTER: Let me make sure I
9 understand what you're referring to.

10 Are you referring to the budget
11 spreadsheet you presented to the board?

12 MR. COOPER: Correct.

13 MR. SUTTER: I already got that. I don't
14 know if other people have. You already gave me that.

15 MR. COOPER: Here's a letter that
16 officially transmits it to Dave Sutter.

17 MR. DISTEFANO: Good job.

18 MR. COOPER: And I had the letter done
19 back in September.

20 MR. SUTTER: I officially thank you,
21 Craig.

22 MR. COOPER: Okay.

23 MR. YOUNGKIN: So -- go ahead.

24 MR. COOPER: That's it.

25 MR. YOUNGKIN: So Doug Kern had informed

1 me that he had called Washington a couple times on the
2 FOIA, request, the Freedom of Information Request and
3 had gotten no response back, so he has written a draft
4 letter to send off to Washington.

5 I don't think he had done it yet because
6 he went to Denver, but it is in preparation now.

7 MS. SEGAL: So is that -- the FOIA
8 request now, it's the Department of Interior.

9 MR. YOUNGKIN: Department of Interior.

10 MS. SEGAL: We want the representatives
11 of the Department of Interior office to note at the RAB
12 meeting that we go to a higher power.

13 MS. CANELLAKKIS: Noted.

14 MR. YOUNGKIN: They had exceeded their
15 time limit to us. Kind of a twist on there.

16 MS. SEGAL: Thought maybe they could help
17 us.

18 MR. YOUNGKIN: Any other agenda items?
19 Craig, any further comments? Members of the public, any
20 comments?

21 MS. SIROVA: Thanks for having us.

22 MR. YOUNGKIN: Thank you.

23 Without objection, the meeting adjourned.

24 (The meeting adjourned at 8:51 PM).

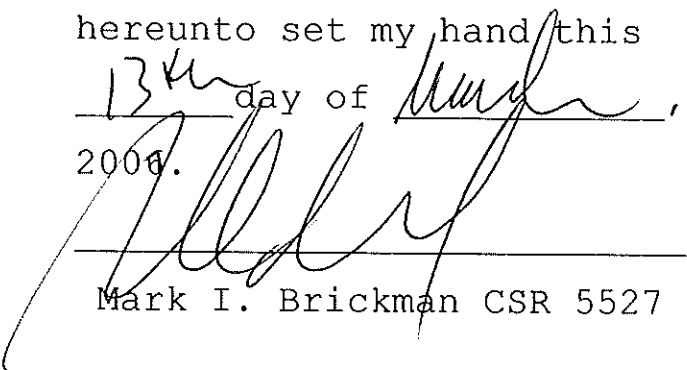
25 ---o0o---

1 STATE OF CALIFORNIA)
2 COUNTY OF SAN FRANCISCO)
3

4 I, the undersigned, hereby certify that the
5 discussion in the foregoing meeting was taken at the
6 time and place therein stated; that the foregoing is a
7 full, true and complete record of said matter.

8 I further certify that I am not of counsel or
9 attorney for either or any of the parties in the
10 foregoing meeting and caption named, or in any way
11 interested in the outcome of the cause named in said
12 action.

13
14 IN WITNESS WHEREOF, I have
15 hereunto set my hand this
16 13th day of March,
17 2004.

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20 Mark I. Brickman CSR 5527
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